

# IROQUOIS CENTRAL SCHOOL DISTRICT

P.O. BOX 32  
ELMA, NY 14059-0032  
(716) 652-3000  
(FAX) 652-9305

*Douglas R. Scofield*  
Superintendent of Schools (Ext. 1001)  
(716) 995-2310

**KRISTIN KENDALL-JAKUS**  
Dir. Of Instruction, Student Services  
& Assessment (Ext. 1301)



*Mary Jo Dudek*  
Assistant Superintendent (Ext. 1502)  
(716) 995-2310

**Joanne M. George**  
Business Administrator  
(Ext. 1201)  
(716) 995-2315

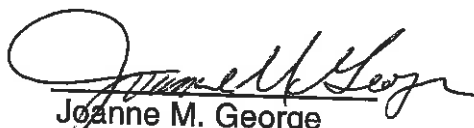
## Certification of the Iroquois CSD School Tax Rate For the Town of Lancaster

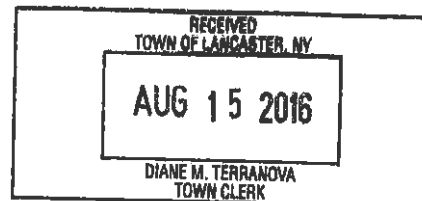
To: Town Tax Collector and Assessor

I hereby certify the school tax rate for the school year 2016-17 is:  
**\$ 16.141409** per \$1000.00 of the Taxable Valuation and that the --

- |  |    |               |
|--|----|---------------|
| 1) Total town tax levy for the school fiscal year will be: | \$ | 181,657.24    |
| 2) Estimated amount to be raised by local property tax is: | \$ | 149,198.18    |
| 3) Estimated State aid (STAR) to be received is:           | \$ | 32,459.07     |
| 4) The total school budget for is:                         | \$ | 47,980,609.00 |
| 5) The total school tax levy is:                           | \$ | 28,068,629.00 |
| 6) Estimated State Aid to be received is:                  | \$ | 14,674,230.00 |

8/16/16  
Date

  
Joanne M. George  
Business Administrator





# Lancaster Town Band, Inc. <sup>489</sup>

Founded 1946

A New York State Not-For-Profit Corporation

TC - FOR COMM.

August 10, 2016

21 Central Avenue  
Lancaster, NY 14086

Dear Supervisor Coleman and Town Board Members,

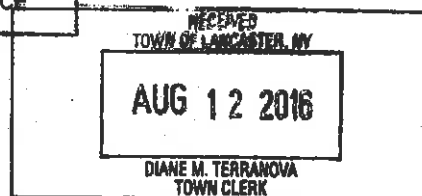
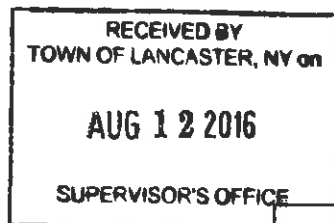
On the behalf of the Lancaster Town Band, I would like to thank you for your support for this year's concert series. We had a very successful season and all concerts were very well attended.

We would also like to thank Mr. Mark Lubera and the Recreation Department for their continued support of our organization. Mr. John Trojanowsky and his staff continue to welcome us to the youth bureau and allow us to use their facilities. These individuals' hard work, assistance and dedication to our endeavors have been remarkable.

Finally, without the support of the Lancaster Town Board we would not be the organization we are. We are proud to represent the Town of Lancaster and look forward to celebrating our 72<sup>nd</sup> season next summer!

Respectfully,

Amy MacPeck  
Secretary/Treasurer



Richard Goss Conductor Daniel DeAngelis Associate Conductor  
Jeffrey Geblein President Alan Nowicki Vice President Amy MacPeck Secretary-Treasurer Nancy Recupero Publicity Susan Bratek Librarian  
Board of Directors: Sandy Bruschi Kenneth E. Graber, Esq Michael Koziol Jeff Mertzluft John Trojanowsky

21 Hedge Lane • Lancaster, NY 14086 • (716) 686-3255 x9831 • FAX (716) 686-3347 • [www.lancastertownband.com](http://www.lancastertownband.com)

Sponsored by • Lancaster Town Recreation Department • Village of Lancaster • Village of Depew

We are on file with the New York State Attorney General Bureau of Charities

DUPLICATE

491

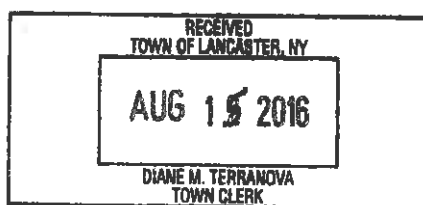
**Donna Martin**

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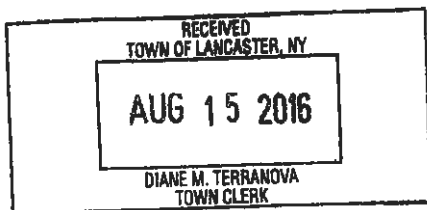
**From:** Jeffrey Smith <  
**Sent:** Monday, August 15, 2016 10:00 AM  
**To:** Donna Martin  
**Subject:** Re: Message from KMBT\_C364

Good Morning

After reviewing both the Game Room License application and complaint history for Lancaster Lanes, the Police Department has no objections to the application filed pursuant to section 17-7 of the Town of Lancaster code.



492



## COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE  
DEPARTMENT OF ENVIRONMENT & PLANNING

THOMAS R. HERSEY, JR.  
COMMISSIONER

JOSEPH L. FIEGL, P.E.  
DEPUTY COMMISSIONER

TC-FOL COMM  
COPY TO HWY. SEPT.

August 11, 2016

RE: Erie County Sewer District No. 4  
Aurora North Pumping Station  
Contract 40RB  
Construction Activity Notice

Dear Property Owner/Resident:

This letter is to notify residents that Erie County Department of Public Works, the Division of Highways, has bid and will award a paving contract for Losson Road between Borden and Transit Roads in the Town of Cheektowaga. The paving is anticipated to begin in August/September and will proceed prior to paving on William Street and Transit Road in the Town of Lancaster.

The paving work through Transit Road and along William Street will be completed later in 2016 by the contractor, CATCO, performing the work for the Aurora North Pumping Station Elimination project (Contract 40RB). At that time, the Erie County Division of Sewerage Management will notify residents regarding the schedule and the anticipated duration of the paving on both Transit Road and William Street. Residents of Eastwood Parkway, Northwood Drive and Via Donato will continue to have access to your street from William Street as you presently do during this paving work to be completed as part of Contract 40RB. Please note that William Street will be milled and paved within the sanitary sewer construction work zone from curb to curb.

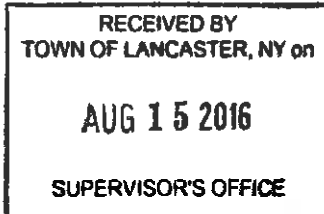
Thank you for your patience, cooperation and understanding throughout the Aurora North Pumping Station Elimination project. Erie County appreciates everyone's efforts in helping to make this a successful and safe project.

Very truly yours,

  
James A. Carr, P.E.

Assistant Deputy Commissioner

Cc: Legislator Ted Morton  
Lancaster Supervisor Johanna Coleman  
Lancaster Town Engineer Robert Harris, P.E.  
Board of Managers – ECSD No. 4  
G. Absolom/R. Rehac  
W. Strzeszynski – ECSD No. 4  
J. Fiegl/T. Batt/ J. Russell/ D. Skowronski/ 4.3.3.40RB (w/ address list)  
W. Geary/ C. Sickler/ W. Scibor – Division of Highways  
*V:\Sewerage Management Project Files\Construction District 4 40 Resident\tr 1 owing.docx*



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DIANE M. TERRANOVA, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

COPY

August 15, 2016

The Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

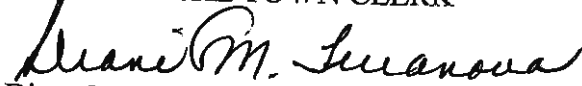
**Re: SPECIAL USE PERMIT -**  
P.M. Peppermint, Inc.  
31 Peppermint Road

Gentlemen:

Enclosed is the above referenced Special Use Permit Application for Sandbanks, Gravel Pits and Stone Quarries for your review and determination pursuant to Chapter 50-46 of the Code of the Town of Lancaster.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova  
Town Clerk

DMT/dm  
Encl.

cc: M. Fischione, Building Inspector  
K Loftus, Town Attorney  
G. Gill, Jr., Police Chief  
P. M. Peppermint Inc. (Letter only)

File: Zoning Special Use.wpd

COPY

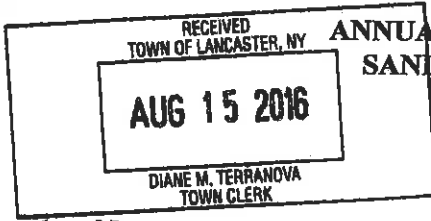
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K-7409-120.90

TOWN OF LANCASTER



ANNUAL APPLICATION FOR SPECIAL USE PERMIT FOR  
SANDBANKS, GRAVEL PITS AND STONE QUARRIES

1. Name and Address of Applicant:

P.M. Peppermint, Inc.

31 Peppermint Road.

Lancaster, N.Y. 14086.

2. Name and Address of Property Owner:

P.M. Peppermint, Inc.

5636 Transit Road

Depew, New York 14043

3. Attach metes and bounds description of areas for which a permit is requested. Mark "Exhibit 1".

4. Attach a drawing to scale showing location of areas for which a permit is requested. Mark "Exhibit 2".

5. Attach a copy of the current New York State Department of Environmental Conservation Permit authorizing excavation of areas for which a permit is sought. Mark "Exhibit 3".

6. Estimate cubic yards of materials to be removed during calendar year January 1, 2016 to December 31, 2016.

☐ Over 125,000 cubic yards - maximum permit fee of \$5,000 attached.

☒ Under 125,000 cubic yards - calculated permit fee \$120.00 attached for 3,000 cubic yards at  
\$.04 per cubic yard.

7. Have you been cited by the Town of Lancaster, County of Erie, or State of New York within the last three years for violation of any permits, licenses, or authorizations granted by these governing bodies or agencies thereof?

☐ Yes ☒ No

If yes, provide details:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CORPORATE SEAL

P.M. Peppermint, Inc.  
Type/Print Name of Applicant

Paul K. Korman  
Signature of Applicant

President  
Title

Signature of Petitioner and/or applicant

Paul Mininno's

Date

INDIVIDUAL

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this \_\_\_ day of \_\_\_\_\_, 20\_\_\_, before me personally appeared \_\_\_\_\_, the petitioner, to me known and known to me to be the individual described in and who executed the foregoing instrument and he acknowledged to me that he executed the same for the purpose herein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

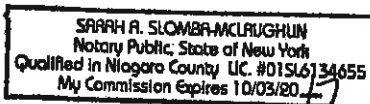
CORPORATE

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this 13 day of August, 2016, before me personally appeared Paul Mininno, to me known, who, being by me first duly sworn, did depose and say that he resides in Clarence, New York, that he is the President of P. Peppermint, Inc. the corporation described in and which executed the foregoing instrument; that he knows the Corporate Seal of said corporation; that the Corporate Seal affixed to said instrument is such Corporate Seal; that it was affixed by order and authority of the Board of Directors of said corporation; and that he signed his/her name thereto by like order and authority for the purposes herein stated.



Sarah A. Slombar-McLaughlin  
Notary Public or Deputy Town Clerk

CORPORATE SEAL

PARTNERSHIP

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this \_\_\_ day of \_\_\_\_\_, 20\_\_\_, before me personally appeared \_\_\_\_\_, the petitioner, to me known and known to me to be one of the firm of \_\_\_\_\_ described in and who executed the foregoing instrument and he acknowledged to me that he executed the same as and for the act and deed of said firm, for the purposes therein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE SEAL



## SECTION 809 - DISCLOSURE CERTIFICATE

CERTIFICATE REQUIRED TO BE EXECUTED BY EVERY APPLICANT FOR A VARIANCE, AMENDMENT, CHANGE OF ZONING, APPROVAL OF A PLAT, EXEMPTION FROM A PLAT OR OFFICIAL MAP, LICENSE OR PERMIT, PURSUANT TO THE PROVISIONS OF ANY ORDINANCE, LOCAL LAW, RULE OR REGULATION CONSTITUTING THE ZONING AND PLANNING REGULATIONS OF THE TOWN OF LANCASTER (SEE ATTACHED EXCERPT FROM GENERAL MUNICIPAL LAW)

### CERTIFICATION A

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (underline appropriate application) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that no State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, has an interest in the person, partnership or association making application for said P.A. Peppermint Ice.

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X Basil Kourmouzis  
X \_\_\_\_\_

### CERTIFICATION B

Not Applicable.

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (underline appropriate application) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that \_\_\_\_\_ is a State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, who has an interest in the person, partnership or association making application for said \_\_\_\_\_ and that the extent of such interest is \_\_\_\_\_.

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X \_\_\_\_\_  
X \_\_\_\_\_

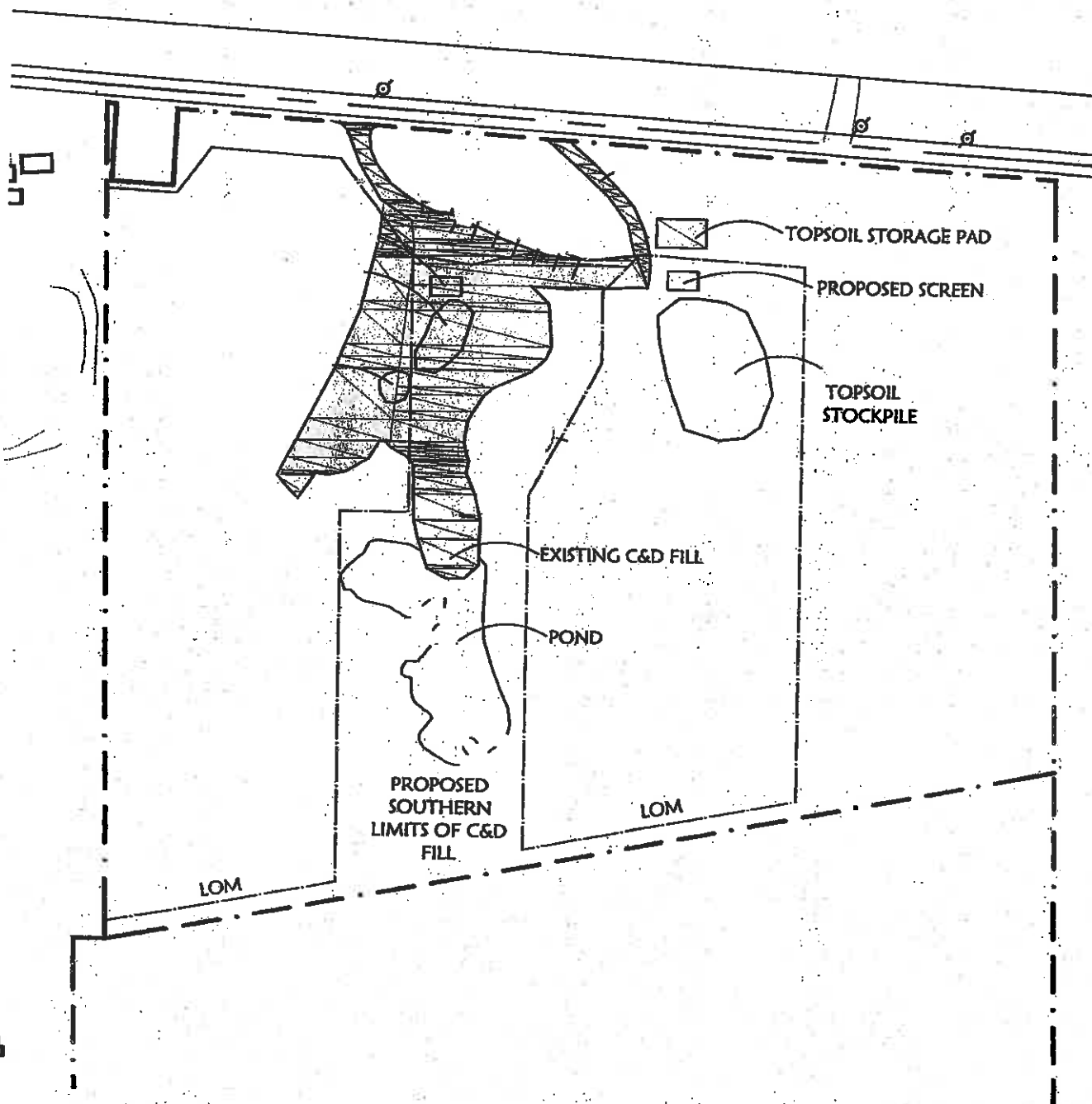
# Exhibit 1

## SCHEDULE A

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot Nos. 4 and 6, Section 5, Township 11, Range 6 of the Holland Land Company's Survey, described as follows:

BEGINNING at a point in the centerline of Peppermint Road, said centerline being also the north line of Lot No. 4, at its intersection with the east line of Lot No. 4; thence southerly along the east line of Lot No. 4, 1545.72 feet; thence westerly at an interior angle of  $89^{\circ} 50' 10''$  a distance of 1363.70 feet more or less to the southeast corner of lands conveyed by a deed recorded in Erie County Clerk's Office in Liber 8040 of Deeds at page 129; thence northerly along the east line of last mentioned deed and parallel with the west line of Lot No. 6, 448.12 feet more or less to the northeast corner of aforesaid deed; thence easterly at an interior angle of  $89^{\circ} 44' 29''$ , 42.65 feet more or less to the east line of Lot No. 6, being also the west line of Lot No. 4; thence northerly along the west line of Lot No. 4, 1197.69 feet more or less to the centerline of Peppermint Road; thence easterly along the centerline of Peppermint Road 16.57 feet to the northwest corner of cemetery lands; thence southerly along the west line of the cemetery lands 132 feet; thence easterly along the south line of the cemetery lands 82.50 feet; thence northerly along the east line of the cemetery lands 132 feet to the centerline of Peppermint Road; thence easterly along the centerline of Peppermint Road 1225.62 feet to the point of beginning.

# Exhibit 2



<b>GGE</b> <b>ENGINEERING • DESIGN</b> GLYNN GEOTECHNICAL ENGINEERING 413 S. TRANSIT STREET LOCKPORT, NEW YORK 14094 VOICE (716) 625-6933 / FAX (716) 625-6983 <a href="http://www.glyngroup.com">www.glyngroup.com</a>	PROJECT:			SOUTH PEPPERMINT RD SITE		SHEET NO.:  <b>M1</b>
	SUBJECT:			PROPOSED USE MODIFICATIONS		
	CLIENT:			PM PEPPERMINT		
	PROJ. NO.:	SCALE:	DATE:	BY:		
	12-1113	1"=200'-0"	01.08.16	GEL		

*Exhibit 3*

**New York State Department of Environmental Conservation**  
**Division of Environmental Permits, Region 9**  
270 Michigan Avenue, Buffalo, New York 14203-2915  
Phone: (716) 851-7165 • Fax: (716) 851-7168  
Website: www.dec.ny.gov



Joe Martens  
Commissioner

December 13, 2013

Mr. Paul Marinaccio  
PM Peppermint, Inc.  
5636 Transit Road  
Depew, New York 14043

Dear Mr. Marinaccio:

**PERMIT TRANSMITTAL LETTER  
SOUTH PEPPERMINT ROAD PIT  
PERMIT NO. 9-1452-00028/00003  
MLR # 90331**

Enclosed is your permit which was issued in accordance with applicable provisions of the Environmental Conservation Law. The permit is valid for only that project, activity or operation expressly authorized.

The DEC permit number and Program ID number, if applicable, should be retained for your records and should be referenced on all future correspondence and applications related to the permit. If modifications are desired after permit issuance, you must submit the proposed revisions and receive written approval from the Permit Administrator prior to initiating any change. If the Department determines that the modification represents a material change in the scope of the authorized project, activity, operation or permit conditions, you will be required to submit a new application for permit.

Please note the expiration date of the permit. Applications for permit renewal should be made well in advance of the expiration date (minimum of 30 days) and submitted to the Regional Permit Administrator at the above address. For SPDES, Solid Waste and Hazardous Waste Permits, renewals must be made at least 180 days prior to the expiration date.

Please review all permit conditions carefully. In particular, identify your initial responsibilities under this permit in order to assure timely action if required. Since failure to comply precisely with permit conditions may be treated as a violation of the environmental conservation law, you are requested to provide a copy of the permit to the project contractor, facility operator, and other persons directly responsible for permit implementation (if any). If you have questions, please contact this office at the above address.

Respectfully,  
David S. Denk  
Regional Permit Administrator

DSD:dcn

Enclosure

ecc: Captain Frank Lauricella, NYSDEC, Division of Law Enforcement  
Mr. Michael Meyers, NYSDEC, Division of Mineral Resources

cc: Honorable Dino Fudoli, Town of Lancaster  
Mr. G. Edward Lover, Glynn Geotechnical Engineering



## PERMIT

### Under the Environmental Conservation Law (ECL)

#### Permittee and Facility Information

**Permit Issued To:**  
PM PEPPERMINT INC  
5636 TRANSIT RD

DEPEW, NY 14043  
(716) 681-7944

**Facility:**  
S PEPPERMINT ROAD PIT  
PEPPERMINT RD - S SIDE - E OF PAVEMENT  
RD  
LANCASTER, NY 14086

**Facility Location:** in LANCASTER in ERIE COUNTY

**Facility Principal Reference Point:** NYTM-E: 204.977 NYTM-N: 4759.548  
Latitude: 42°55'53.3" Longitude: 78°36'55.3"

**Project Location:** Approximately 0.3 mile east of the Pavement Rd - Peppermint Rd intersection.

**Authorized Activity:** Mining of approximately 800,000 cubic yards of unconsolidated sand and gravel. Reclamation will be concurrent with mining operations and will create open space and wildlife habitat. Construction and demolition material will be placed at the center of the site as an operation separate from the mining activity.

#### Permit Authorizations

**Mined Land Reclamation - Under Article 23, Title 27**

Permit ID 9-1452-00028/00003

(Mined Land ID 90331)

New Permit

Effective Date: 12/13/2013

Expiration Date: 12/12/2018

#### NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.

**Permit Administrator:** DOUGLAS E BORSCHER, Deputy Regional Permit Administrator  
**Address:** NYSDEC REGION 9 HEADQUARTERS  
270 MICHIGAN AVE  
BUFFALO, NY 14203 -2915

**Authorized Signature:**

*Douglas E. Borscher*

Date 12/13/2013



**3. Strip and Stockpile Soils for Reclamation** Prior to the excavation of previously undisturbed areas, topsoil and overburden shall be stripped, stockpiled separately, and used for reclamation of mined areas. These stockpiles shall be seeded to establish a vegetative cover within 30 days, or as soon as practicable following their construction. The permittee shall locate all overburden stockpiles within the permitted area of the approved Life of Mine. Sufficient quantities of topsoil must be retained on the site for use in reclamation, unless prior approval is granted by the Department.

**4. Dust Control** Water or other approved dust palliatives must be applied to haulageways and other parts of the mine, as often as necessary, to prevent visible dust from leaving the mine property.

**5. Fueling of Equipment and Reporting of Spills** Fueling of equipment shall be controlled to prevent spillage. Any spillage of fuels, waste oils, other petroleum products or hazardous materials shall be reported to the Department's Spill Hotline number (1-800-457-7362) within 2 hours. The permittee shall retain the Department's Spill Response number for immediate access in the permittee's office and at the mine site.

**6. Maintain Area Markers for Permit Term** The permittee shall provide permanent markers such as stakes, posts or other devices acceptable to the Department to identify and delineate the permit area, as outlined on the approved Mining Plan Map. These markers are to be installed prior to the start of mining and shall be maintained for the duration of the permit term.

**7. Bond, Surety to Remain in Force** Any required reclamation bond or other surety, in an amount determined by the Department, shall be maintained in full force and effect. Such a bond or other surety shall not be terminated until the reclamation of the mined area is approved by the department in writing.

<b>GENERAL CONDITIONS - Apply to ALL Authorized Permits:</b>
--

**1. Facility Inspection by The Department** The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.



## NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

### **Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification**

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

### **Item B: Permittee's Contractors to Comply with Permit**

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

### **Item C: Permittee Responsible for Obtaining Other Required Permits**

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

### **Item D: No Right to Trespass or Interfere with Riparian Rights**

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

State Environmental Quality Review  
**NEGATIVE DECLARATION**  
Notice of Determination of Non-Significance

DEC Application No. 9-1452-00028/00003  
DEC MLR File No. 90331

The notice is issued pursuant to Part 617 of the State regulations for Article 8 (the State Environmental Quality Review Act, SEQR) of the Environmental Conservation Law.

The Department of Environmental Conservation (the Department), as SEQR Lead Agency, has determined that the proposed action described below will not have a significant effect on the environment.

**TITLE OF ACTION:** South Peppermint Road Pit  
Peppermint Road  
Town of Lancaster, Erie County

**PERMIT JURISDICTION:** Article 23, Title 27 (Mined Land Reclamation) of the New York State Environmental Conservation Law.

**SEQR STATUS:** Type I Action. Applicable threshold: The physical alteration of 10 or more acres of land for a purpose other than constructing residential structures. A coordinated review was performed.

**DESCRIPTION OF ACTION:** The applicant, PM Peppermint, Inc., proposes to excavate approximately 800,000 cubic yards of unconsolidated sand and gravel from 14.9 acres of a 48.6 acre parcel. Construction and demolition material will be stockpiled at the center of the site as an operation separate from the mining activity. Reclamation will be concurrent with the mining operations and will create open space and wildlife habitat using stripped overburden, topsoil and a select seeding mixture. Previously, the Department issued a permit to LaFarge North America to mine areas immediately adjacent to this site.

**LOCATION:** The mine site is on the south side of Peppermint Road, approximately 0.3 mile east of the intersection of Peppermint and Pavement Roads.

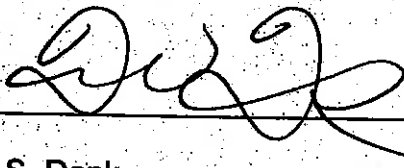
**REASONS SUPPORTING THIS DETERMINATION:** During review of this proposal, the Department identified the following environmental concerns which are analyzed below:

1. **Land:** The site is not within an Agricultural District. An existing haul road will be used. There will be a substantial alteration of the topography of the site resulting from the planned excavation, and it is probable that the mine floor will contain shallow water in the future, however, final reclamation in accordance with project plans will restore the site to a stable, re-vegetated condition. Stockpiled topsoil will be placed on the mine floor for seeding, while trees and woody debris will be removed from the site and used for firewood.



8. Traffic: There will be no new or cumulative traffic impacts because of the continued mining in the area. Traffic is expected to remain consistent with those of previously permitted mines in the vicinity, as it will be consistent with local land use.

The Department of Environmental Conservation therefore concludes that the project will not adversely affect the natural resources of the State and/or the health, safety and welfare of the public and is consistent with social and economic considerations. In reaching this decision, the Department carefully considered all "Criteria" for Determination of Significance listed in the SEQR Regulations (6 NYCRR 617.7). The Environmental Assessment Form completed for this project does not identify any potentially large and significant adverse impacts.



Dated: 07/01/2013

David S. Denk  
Regional Permit Administrator

FOR FURTHER INFORMATION:

Contact Person: Denise Matthews  
NYS Department of Environmental Conservation  
270 Michigan Avenue  
Buffalo, New York 14203-2915  
Telephone (716)851-7165

cc: DEC Project File  
Mr. Michael Meyers, NYSDEC Division of Mineral Resources  
Honorable Dino Fudoli, Town of Lancaster  
Mr. Paul Marinaccio, PM Peppermint, Inc.  
Mr. G. Edward Lover, Glynn Geotechnical Engineering

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**Twin District Volunteer Fire Co.  
4999 William Street  
P.O. Box 406  
Lancaster, NY 14086**

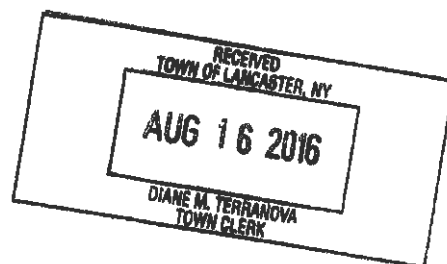
Diane Terranova  
Town Clerk  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

August 15, 2016

Dear Ms. Terranova:

As of our monthly meeting held Monday, August 8, 2016, please add the following to the rolls of Twin District Volunteer Fire Company.

Scott Simon  
Nicole Simon  
25 Giele Ave.  
Depew, NY 14043



Thank you in advance for your attention in this matter.

Firematically Yours,

Keith R. Reed  
Corresponding Secretary

August 17, 2016

*TC - For Comm*

Dear Municipal Official:

I am writing to you as part of our ongoing efforts to keep you apprised of developments affecting Time Warner Cable, locally known as Charter Communications subscribers in the Western New York Division.

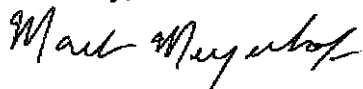
From time to time, we make certain changes in the services that we offer in order to better serve our customers. The following changes are planned:

There are no program changes planned at this time.

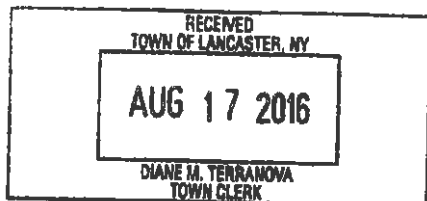
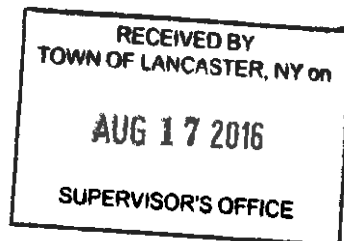
Some of the new services listed above cannot be accessed by CableCard-equipped Unidirectional Digital Cable Products purchased at retail without additional, two-way capable equipment. You may downgrade or terminate service without charge at any time. Further, if carriage of a premium channel is discontinued and you have incurred installation, upgrade or other one-time charges relating to such premium service within six months prior to the date of the change, you may elect to downgrade or terminate service within 30 days and obtain a rebate of any such charge.

If you have any questions or concerns please feel free to contact me at 716-686-4446.

Sincerely,



Mark Meyerhofer  
Director, Government Affairs  
Charter Communications



**Town Board Minutes**  
**The Municipal Review Committee**

August 15, 2016

**Meeting No. 21**

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, acting as the Municipal Review Committee, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 15<sup>th</sup> day of August 2016, at 6:15 PM and there were:

**PRESENT:**           JOHN ABRAHAM, COUNCIL MEMBER  
                  DAWN GACZEWSKI, COUNCIL MEMBER  
                  RONALD RUFFINO, COUNCIL MEMBER  
                  MATTHEW WALTER, COUNCIL MEMBER  
                  JOHANNA COLEMAN, SUPERVISOR  
                  ANTHONY GORSKI, PLANNING BOARD MEMBER  
                  JOSEPH KEEFE, PLANNING BOARD MEMBER  
                  LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER  
                  \* KRISTIN MCCRACKEN, PLANNING BOARD MEMBER  
                  MELVIN SZYMANSKI, PLANNING BOARD MEMBER  
                  NEIL CONNELLY, PLANNING BOARD CHAIRMAN

\* Planning Board Member McCracken arrived at 6:17 P.M.

**ABSENT:**           REBECCA ANDERSON, PLANNING BOARD MEMBER

**ALSO PRESENT:**   DIANE TERRANOVA, TOWN CLERK  
                  KEVIN LOFTUS, TOWN ATTORNEY  
                  MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER  
                  ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

**PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for one (1) action.

**IN THE MATTER OF THE STATE ENVIRONMENTAL QUALITY  
REVIEW (SEQR) OF THE**

**Russell's Steak, Chops & More Metal Storage Addition**

The Municipal Review Committee reviewed the Short Environmental Assessment Form on the Russell's Steak, Chops & More Metal Storage Addition matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form entitled "Part 2 Environmental Assessment" which was provided to each member.

**PLEASE TAKE NOTICE**, that the Municipal Review Committee of the Town of Lancaster, acting as an advisory committee to provide input to the Town Board, the designated lead agency under the State Environmental Quality Review Act (SEQRA), has reviewed the following described proposed action, which is an **unlisted action**, and that committee recommends that there are no significant adverse environmental impacts relative to the criteria found in 6 NYCRR § 617.7, and further recommends that the lead agency issue a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with § 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Lancaster Town Board  
21 Central Avenue  
Lancaster, New York 14086  
Kevin Loftus, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 7.44 acres.

The location of the premises being reviewed is 6675 Transit Road, Lancaster, New York 14086, Erie County.

This project is described as the construction of a 1,500 ± sq. ft. single story pre-engineered metal storage building addition to an existing 1,500± sq. ft. storage building of like construction.

THE FOLLOWING MOTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

That the Municipal Review Committee has reviewed the potential environmental impacts associated with the Russell's Steak, Chops & More Metal Storage Addition matter identified in the Environmental Assessment Form, and, under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3) for the reasons indicated below based on the discussion of each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment and therefore recommends that the Town Board finds that there are no significant adverse impacts from the proposed project and issue a Negative Declaration.

## REASONS SUPPORTING RECOMMENDATION

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

### BE IT FURTHER

**RESOLVED**, that the MRC's recommendation be sent to the Town Board, for its review and consideration as the lead agency for the Action.

The question of the adoption of the foregoing Recommendation was duly put to a vote which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER GACZEWSKI	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER WALTER	VOTED YES
SUPERVISOR COLEMAN	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GORSKI	VOTED YES
PLANNING BOARD MEMBER KEEFE	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MCCracken	ABSTAINED
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD CHAIRMAN CONNELLY	VOTED YES

The Motion to Recommend was thereupon adopted.

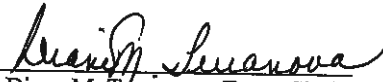
August 15, 2016

**ADJOURNMENT:**

ON MOTION OF COUNCIL MEMBER ABRAHAM AND SECONDED  
BY COUNCIL MEMBER WALTER FOR ADJOURNMENT OF THE MEETING,  
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER GACZEWSKI	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER WALTER	VOTED YES
SUPERVISOR COLEMAN	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GORSKI	VOTED YES
PLANNING BOARD MEMBER KEEFE	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER MCCracken	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD CHAIRMAN CONNELLY	VOTED YES

The meeting was adjourned at 6:18 P.M.

Signed   
Diane M. Terranova, Town Clerk

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August 3, 2016

# Town of Lancaster

## TOWN PLANNING BOARD

21 Central Avenue  
LANCASTER, NEW YORK 14086

**Planning Board Members:**

Neil Connelly, Chairman  
Rebecca Anderson  
Anthony Gorski  
Joseph Keefe  
Lawrence Korzeniewski  
Kristin McCracken  
Melvin Szymanski

**Town Board Members:**

Johanna Metz-Coleman, Supervisor  
John M. Abraham, Jr.  
Dawn Gaczewski  
Ronald Ruffino, Sr.  
Matthew Walter

**Engineering Consultant:**

Robert Harris, Wm. Schutt & Associates

**Town Attorney:**

Kevin E. Loftus

**Town Highway Superintendent:**

Daniel J. Amatura

**Building & Zoning Inspector:**

Matthew Fischione

**Gentlemen/Ladies:**

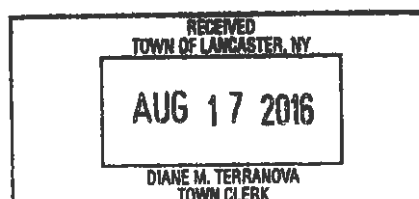
Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held August 3, 2016. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

Sincerely yours,

Neil R. Connelly  
Planning Board Chairman

NRC:cm

Encl.





A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the 3<sup>rd</sup> day of August 2016 at 7:00 P.M. and there were present:

**PRESENT:** Neil Connelly, Chairman  
Rebecca Anderson, Member  
Anthony Gorski, Member  
Joseph Keefe, Member  
Lawrence Korzeniewski, Member  
Kristin McCracken, Member  
Melvin Szymanski, Member

**EXCUSED:** None

**ABSENT:** None

**ALSO PRESENT:**

**Town Board Members:** John M. Abraham, Jr.  
Dawn Gaczewski

**Other Elected Officials:** None

**Town Staff:** Robert Harris, Engineering Consultant-Wm. Schutt & Assoc.  
Kevin E. Loftus, Town Attorney  
Matthew Fischione, Code Enforcement Officer  
Cynthia Maciejewski, Recording Secretary

Meeting called to order by Chair Connelly at 7:00 P.M.

Pledge of Allegiance led by Councilman Abraham.

Minutes - A motion was made by Rebecca Anderson to approve the minutes from the July 20, 2016 Planning Board Meeting with the addition of a fourth condition to the Angry Buffalo-Rose Garden project, Property must be rezoned to GB-General Business. Motion seconded by Kristen McCracken and unanimously carried.

Town of Lancaster Planning Board  
Communications List  
August 3, 2016

- 8.03.01        SEQR response dated 7/08/16 from NYSDEC regarding Russel's building addition.
- 8.03.02        SEQR response dated 7/26/16 from NYSDOT regarding Upstate Tower-Mohawk/Juniper.
- 8.03.03        SEQR response dated 7/26/16 from NYSDOT regarding Upstate Tower-South Penora.
- 8.03.04        SEQR response dated 7/27/16 from NYSDOT regarding Russel's building addition.
- 8.03.05        Letter from Robert Harris, Town Engineer, dated 7/27/16 with comments on Apple Rubber expansion.
- 8.03.06        Letter from Robert Harris, Town Engineer, dated 7/27/16 with comments from on Autowave facility.
- 8.03.07        Letter from Robert Harris, Town Engineer, dated 7/27/16 with comments on Precision Scale & Balance.
- 8.03.08        Memo dated 7/29/16 from Mark Lubera, Park Crew Chief, recommending 10 trees at 12' intervals for the Apple Rubber expansion.
- 8.03.09        Memo dated 7/29/16 from Mark Lubera, Park Crew Chief, stating no issues for the Precision Scale & Balance addition.
- 8.03.10        Letter dated 7/20/16 from Candace Paolini, 202 Enchanted Forest S. asking for assistance regarding an adequate buffer between her property and the property on Slate Bottom Drive/Brookside Village Town Homes.
- 8.03.11        Copy of resolution adopted by Town Board on 8/01/16 approving site plan for Sealing Devices Manufacturing, 4400 Walden Avenue.

8.03.12            Draft of a Local Law Regulating Flag Lots provided by Charles Malcomb of Hodgson Russ LLP

## **ACTION ITEMS**

**SITE PLAN REVIEW-Project #8442 AUTOWAVE LOCATED AT 1035 RANSOM ROAD. A SINGLE STORY METAL BUILDING WITH THREE BAYS FOR TRUCK REPAIRS AND A SMALL OFFICE.**

Tommaso Briatico, Architect, presented a 4,800 sq. ft. building with 6,525 sq. ft. asphalt and 27,438 sq. ft. gravel parking lot. The remainder of the lot will be left untouched. Contact has been made with the neighbors in which the tenant to the north was noncommittal while the business to the south was very supportive.

Landscaping- Existing vegetation will be kept and 6 silver maples will be added. A landscape plan was submitted but there has not been a response from Mark Lubera.

Bio-retention area-Due to the site development being under one acre there is more flexibility as to the type of plants in the bio-retention area. Additional information needs to be submitted for Robert Harris. Agency reviews are needed from the Erie County Water Authority and the Erie County Health Department.

Outdoor storage- There will be no outside storage of parts and pieces. Vehicles will be parked outside if waiting for a part or service.

Lighting- Wall pack light fixtures will be on the outside of the building directed downward. No light poles will be installed in the parking lot.

Fence- The owner is interested in fencing the entire parcel with a 6' high stockade fence. There was a concern about the maintenance of the fence over time. It was preferred if only the developed area be fenced and all fencing would have to meet code and be permitted.

## **DETERMINATION**

Based on the information presented to the Planning Board, a motion was made by Lawrence Korzeniewski to recommend approval of the site plan to the Town Board with the following conditions:

1. Engineering issues must be responded to and resolved
2. Fence plans need to be finalized
3. Landscape plan needs approval
4. No outdoor storage of any vehicle parts, waste oil, tires, supplies or materials
5. Special Use Permit is required for Automotive Use

Motion seconded by Rebecca Anderson and unanimously carried. Roll call vote as follows:

Chairman Connelly-Yes	Lawrence Korzeniewski-Yes
Rebecca Anderson-Yes	Kristin McCracken-Yes
Anthony Gorski-Yes	Melvin Szymanski-Yes
Joseph Keefe-Yes	

**SITE PLAN REVIEW-PROJECT #2562 APPLE RUBBER LOCATED AT 204 CEMETERY ROAD. SINGLE STORY 18,888 SQ FT. MANUFACTURING FACILITY INCLUDING AN OFFICE AREA WITH PARKING FOR 43 VEHICLES.**

Elizabeth A. Reilly-Meegan and Pradeep Simlote of DiDonato Assoc. presented the proposed building which will be located south of the existing facility. Two parcels will be combined and a new survey submitted. The appearance will be of a medical campus with a very clean look.

**Lighting-** Lighting will be provided and will be facing downward so that it does not shine to neighboring properties.

**Landscaping-** An earth berm with 10 trees at 12' intervals will be installed to shield the building and the existing woods will remain as is. Additional trees requested by Mark Lubera will be provided. The building is plotted 90' from the nearest neighbor and 75' from the road.

**Signage-**Signage will be changed to provide direction and refer to the facility as a "campus".

**Parking lot-** One additional curb cut will be necessary. An access road will be provided around the campus with travel in both directions. Traffic for shipping is predominately a FedEx truck to pick up packages when scheduled. Nitrogen will be stored outside of the building on the south side of the site and enclosed by a block wall.

**Drainage-** A retention area will be at the rear of the property. Details of the Storm Water need to be provided.

## **DETERMINATION**

Based on the information presented to the Planning Board, a motion was made by Joseph Keefe to recommend approval of the site plan to the Town Board with the following conditions:

1. An updated survey must be submitted showing the two parcels combined as one
2. Engineering report and drawings to address engineering concerns and including information on interior sprinkler and SWPPP information must be submitted
3. Landscape plan to be adjusted as per memo from Mark Lubera

Motion seconded by Anthony Gorski and unanimously carried. Roll call vote as follows:

Chairman Connelly-Yes	Lawrence Korzeniewski-Yes
Rebecca Anderson-Yes	Kristin McCracken-Yes
Anthony Gorski-Yes	Melvin Szymanski-Yes
Joseph Keefe-Yes	

SITE PLAN REVIEW-PROJECT #5281 PRECISION SCALE & BALANCE LOCATED AT 140 ROTECH DRIVE. SINGLE STORY ADDITION OF 12,935 SQ FT. TO EXISTING BUILDING FOR SHOP SPACE AND WAREHOUSE STORAGE.

Michael Berger, Architect presented the project stating that the business is bursting at the seams, therefore this additional space will expand the warehousing area to better suit the needs of the operation. Calibration and certification of scales is conducted in the climate controlled building. The addition will be located at the rear of the property and there will be additional parking for trucks. Additional property was purchased to the rear so that the driveway can be enlarged to accommodate a truck turnaround. All of the property for this project is located in the Town of Lancaster.

Landscaping- Additional landscaping will continue the look of the existing landscaping.

Engineering- A new survey will be necessary to show the additional land merged into one parcel. There is an existing hydrant for direct access but Matt Fischione will review the necessity for interior sprinklers. Drainage adjustments are necessary.

Outdoor storage- No materials will be stored outdoors. A fully enclosed dumpster area will be provided and maintained.

## **DETERMINATION**

Based on the information presented to the Planning Board, a motion was made by Rebecca Anderson to recommend approval of the site plan to the Town Board with the following conditions:

1. Plans must comply with all engineering requirements of Robert Harris, Engineering Consultant
2. An updated stamped survey must be submitted showing the two parcels combined as one

Motion seconded by Kristin McCracken and unanimously carried. Roll call vote as follows:

Chairman Connelly-Yes	Lawrence Korzeniewski-Yes
Rebecca Anderson-Yes	Kristin McCracken-Yes
Anthony Gorski-Yes	Melvin Szymanski-Yes
Joseph Keefe-Yes	

## **DISCUSSION ITEMS**

Sealing Devices has received Town Board approval.

The communication concerning 202 Enchanted Forest is being handled by Councilman Abraham.

31 Peppermint has withdrawn their application and has a Stop Work Order. However, they are currently constructing a building. The property owner is asking for interpretation of the violations.

An Article 38 for Enterprise has been filed to nullify the conditions of the resolution approving the site plan. The developer is challenging the approval of their site plan.

The Konst property on Bowen Road is registered as a working farm. There will be a farm and a riding patch. Silt protection does need to be installed and soil stabilization must be completed.

At 8:22p.m. a motion was made by Chair Connelly to adjourn the meeting. Motion seconded by Lawrence Korzeniewski and unanimously carried.



# Town of Lancaster

## TOWN PLANNING BOARD

21 Central Avenue  
LANCASTER, NEW YORK 14086

### MEMO

**TO:** Honorable Town Board  
Town of Lancaster

**FROM:** The Town of Lancaster Planning Board

**DATE:** August 3, 2016

**RE:** Autowave

**PROJECT#:** 8442

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**LOCATION:** 1035 Ransom Road

**TYPE:** Site Plan Review

**RECOMMENDATION:** Approval

Roll call vote:

Chair Connelly-Yes  
Rebecca Anderson-Yes  
Anthony Gorski-Yes  
Joseph Keefe-Yes

Lawrence Korzeniewski-Yes  
Kristin McCracken-Yes  
Melvin Szymanski-Yes

**CONDITIONS:** Engineering issues must be responded to and resolved  
Fence plans need to be finalized  
Landscape plan needs approval  
No outdoor storage of any vehicle parts, waste oil, tires, supplies or materials  
Special Use Permit is required for Automotive Use

**COMMENTS:** None



# Town of Lancaster

## TOWN PLANNING BOARD

21 Central Avenue  
LANCASTER, NEW YORK 14086

### MEMO

**TO:** Honorable Town Board  
Town of Lancaster

**FROM:** The Town of Lancaster Planning Board

**DATE:** August 3, 2016

**RE:** Apple Rubber

**PROJECT#:** 2562

---

**LOCATION:** 204 Cemetery Road

**TYPE:** Site Plan Review

**RECOMMENDATION:** Approval

Roll call vote:

Chair Connelly-Yes  
Rebecca Anderson-Yes  
Anthony Gorski-Yes  
Joseph Keefe-Yes

Lawrence Korzeniewski-Yes  
Kristin McCracken-Yes  
Melvin Szymanski-Yes

**CONDITIONS:** An updated survey must be submitted showing the two parcels combined as one  
Engineering report and drawings to address engineering concerns and including information on interior sprinkler and SWPPP information must be submitted  
Landscape plan to be adjusted as per memo from Mark Lubera

**COMMENTS:** None





# Town of Lancaster

## TOWN PLANNING BOARD

21 Central Avenue  
LANCASTER, NEW YORK 14086

### MEMO

**TO:** Honorable Town Board  
Town of Lancaster

**FROM:** The Town of Lancaster Planning Board

**DATE:** August 3, 2016

**RE:** Precision Scale & Balance

**PROJECT#:** 5281

---

**LOCATION:** 140 Rotech Drive

**TYPE:** Site Plan Review

**RECOMMENDATION:** Approval

Roll call vote:

Chair Connelly-Yes

Rebecca Anderson-Yes

Anthony Gorski-Yes

Joseph Keefe-Yes

Lawrence Korzeniewski-Yes

Kristin McCracken-Yes

Melvin Szymanski-Yes

**CONDITIONS:** Plans must comply with all engineering requirements of Robert Harris,  
Engineering Consultant

An updated stamped survey must be submitted showing the two parcels  
combined as one

**COMMENTS:** None

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Richard S. Walczak  
23 Chestnut Corner  
Lancaster, NY 14086

Mrs. Johanna M. Coleman  
Town of Lancaster Supervisor  
21 Central Avenue  
Lancaster, New York 14086

FC - FOR COMM  
COPY - LT. ROZER  
- CAPT. LAURIENZO

Dear Mrs. Coleman:

I am writing you as a follow up to an earlier E-Mail that I sent you due to a growing concern of vehicular traffic in the Windsor Ridge subdivision. I reside at the above address, on the corner of Windsor Ridge Drive and Chestnut Corner. There are roughly 125-150 vehicles per hour that pass by my home during the daylight hours and into the evening. Ever since the latest phase of the subdivision went into Worthington Lane, many drivers are driving way over the posted speed limit of 30 MPH with nothing to slow them down southbound until they get to the next stop sign at Worthington Lane and Chestnut Corner. I would estimate speeds of well over 40 MPH. Going in the opposite direction northbound, it's the same thing. They go as fast as they can. Also, many vehicles heading northbound towards Windcroft Lane, past Windsor Ridge Drive, exceed the posted speed limit of 30MPH. These conditions are very dangerous with children riding their bikes, people walking in the street (even though there are sidewalks), cars backing out of their driveways, etc.

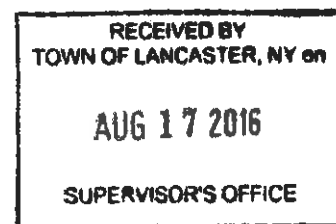
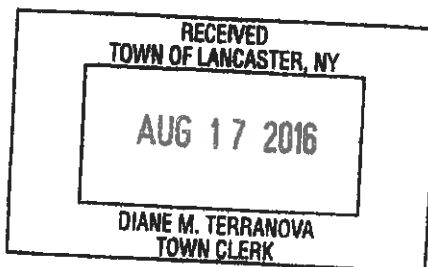
I have requested traffic details from the Police Dept. on their Facebook page and they have responded in the past. However, being a retired law enforcement officer myself, I realize they can't sit here all day and everyday with everything else they have to do,

I am proposing that additional stop signs be added to the neighborhood to hopefully slow the many drivers who choose not to obey V&T laws and jeopardize the safety of the residents. This would be of little or no cost to the town. I am proposing stop signs at Chestnut Corner and Heathrow Ct. in both directions on Chestnut Corner, making it a three way stop. I am also proposing a stop sign on Chestnut Corner and Cambridge Ct heading south and lastly a stop sign on Chestnut Corner and Windcroft Lane (near Cambridge Ct.) heading north.

If you recall, a similar thing was done several years ago in Enchanted Forest due to the same problems. Please consider this proposal for the safety of all of us.

Sincerely,

  
Richard S. Walczak



# VILLAGE OF LANCASTER, NY

July 25, 2016

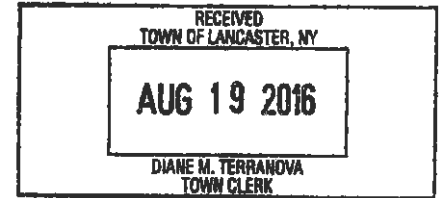
## OFFICIAL MEETING MINUTES

Page 1 of 8

The regular meeting of the Village of Lancaster Board of Trustees was held in the Municipal Building Council Chambers, 5423 Broadway, Lancaster, NY, on Monday, July 25, 2016, at 7:00 P.M.

Mitch Martin from Senator Gallivan's office led the pledge to the flag.

MEETINGS TO DATE 9  
NO. OF REGULARS 8  
NO. OF SPECIALS 1



### Attendance:

		Attended / Absent
Paul M. Maute	Mayor	8 / 1
Kenneth L. O'Brien III	Trustee / Deputy Mayor	8 / 1
Dawn M. Robinson	Trustee	9 / 0
William C. Schroeder	Trustee	9 / 0
Russell W. Sugg	Trustee	9 / 0

### Also Present:

Michael E. Stegmeier	Clerk-Treasurer
Arthur A. Herdzik	Village Attorney
William G. Cansdale	DPW Superintendent
James S. Volpe	Fire Chief
Shawn Marshall (7:15)	Code Enforcement Officer
James B. Allein	Planning Commission Chairperson
Dawn Gaczewski	Special Events Director

Motion by Trustee O'Brien and seconded by Trustee Sugg to accept the minutes of the July 11, 2016 regular meeting.

Adopted Resolution: 148 Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

## ABSTRACT OF AUDITED VOUCHERS

Motion by Trustee Robinson and seconded by Trustee O'Brien that the Treasurer be authorized to pay, from the vouchers, all the claims against the GENERAL, WATER, SEWER, TRUST, CAPITAL, EQUIPMENT RESERVE, COMMUNITY DEVELOPMENT and SPECIAL REPAIR RESERVE FUNDS for the period from 7/12/16 to 7/25/16.

Further, that the report of the Finance Committee be accepted from the abstract of the audited vouchers, a total of 84 claims were approved, and that all claims were paid against the:

GENERAL FUND	-----in the amount of	\$	343,199.63
WATER FUND	-----in the amount of	\$	--
SEWER FUND	-----in the amount of	\$	32,969.03
TRUST FUND	-----in the amount of	\$	1,214.68
CAPITAL FUND	-----in the amount of	\$	--
EQUIPMENT RESERVE	-----in the amount of	\$	--
COMMUNITY DEVELOPMENT	-----in the amount of	\$	--
SPECIAL REPAIR RESERVE FUND	-----in the amount of	\$	--
For the period from 6/28/16 To 7/11/16			

Claims that were processed and paid are identified by the following check numbers:

General Fund checks # 81158 through # 81222

Sewer Fund check # 10708 through # 10712

Trust Fund checks # 2254 through # 2255

Adopted Resolution: **149**

Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

<b>CORRESPONDENCE:</b>
------------------------

Motion by **Trustee Robinson** and seconded by **Trustee Sugg** to receive and file correspondence from Marcus J. Molinaro, Dutchess County Executive, requesting consideration by the Village of Lancaster to support and adopt the "Think DIFFERENTLY" initiative to assist individuals with special needs and their families, and further to adopt the following resolution supporting this initiative:

WHEREAS, the "Think Differently" initiative is about promoting awareness and acceptance of all people, and advocating for the inclusion of all individuals living on the Autism Spectrum and with special needs; and

WHEREAS, our state and communities are stronger because of our diversity and differences; and

WHEREAS, according to the Center for Disease Control (CDC) over 55 million people, or approximately 19% of Americans, have a type of disability or special need; and

WHEREAS, for some people with special needs, the very things that make them unique can also keep them on the sidelines, separate from those who might not understand their differences or uniqueness; and

WHEREAS, it is important to promote and provide guidance to those with special needs on how to access publically supported services available to them in the community; and

WHEREAS, it is important to encourage and educate the community and businesses on ways they can make facilities and services more accessible and on how to train staff to welcome and support special needs customers and co-workers; and

WHEREAS, the goal of this initiative is to provide a supportive and inclusive environment for individuals of all abilities by supporting community events that expand family friendly opportunities for people with special needs and their families; and

WHEREAS, adopting the "Think Differently" initiative is an important statement that our Village officials, business owners, and residents can make to show their support for the differently-abled children and adults with special needs, and their families.

NOW, THEREFORE, BE IT RESOLVED, that the Village of Lancaster hereby adopts the "Think Differently" initiative so that all are better prepared to communicate with, provide for, and support those living on the Autism Spectrum and with special needs.

Adopted Resolution: **150**

Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

Motion by **Trustee Schroeder** and seconded by **Trustee O'Brien** to receive and file correspondence from Mark Poloncarz, Erie County Executive, providing details regarding the Como Lake Park Dam and efforts made by the County to improve Como Lake Park.

Adopted Resolution: **151**

Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

## OFFICIAL MEETING MINUTES

July 25, 2016

Page 3 of 8

Motion by **Trustee Schroeder** and seconded by **Trustee Sugg** to receive and file correspondence from James N. Robinson as chairman of the Lancaster Cayuga Club Police Benevolent Association requesting permission to use the events trailer for its annual fundraiser on September 16, 2016 at the Bowmansville Fire Hall grounds, and further to approve this request for use of the Village showmobile / portable stage for this event.

Adopted Resolution: **152** Ayes: Mayor Maute, Trustees O'Brien, Schroeder,  
and Sugg  
Abstained: Trustee Robinson

Motion by **Trustee Robinson** and seconded by **Trustee Sugg** to receive and file correspondence from Paul D'Orlando, Erie County Department of Environment and Planning, providing details regarding finalization of a spend down plan for the CDBG anticipated loan fund settlement and requesting feedback regarding two ideas for the spend down plan including a program to assist municipalities to update their existing Comprehensive Master Plans and a BENLIC Residential Demolition Pilot Project to address properties which are past the point of rehabilitation; and further directing Clerk-Treasurer Stegmeier to respond to Mr. D'Orlando indicating that the Village of Lancaster supports both of these programs and requests consideration to participate in each project.

**Adopted Resolution: 153**      **Ayes:** Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

## RESOLUTIONS:

Motion by **Trustee Robinson** and seconded by **Trustee Schroeder** authorizing Mayor Maute to sign and approve the service agreement with BPAS Actuarial and Pension Services, LLC, in the amount of \$4,500.00, to prepare the GASB 45 Alternative Measurement Valuation for the fiscal year ended May 31, 2016 related to retiree post-employment benefits as required for the independent audit, and further authorizing a budget transfer in the amount of \$1,000.00 from A1325.4354 (Insurance Advisor) to A1010.4355 (Actuarial Services) towards the cost of these services.

**Adopted Resolution: 154**      **Ayes:** Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee Robinson** and seconded by **Trustee Sugg** authorizing Mayor Maute to sign and execute the engagement letters from Drescher & Malecki LLP for services to perform an audit of the financial statements of the Village of Lancaster for the fiscal year ended May 31, 2016, including the audit of the Village Justices and the compilation of the Annual Update Document to be filed with the Office of the State Comptroller.

**Adopted Resolution: 155**      **Ayes:** Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by **Trustee Schroeder** and seconded by **Trustee Robinson** to appoint Dawn Gaczewski as the authorized person to approve food trucks for participation at Village events and Village sanctioned community events.

**Adopted Resolution: 156**      **Ayes:** Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

**BUILDING PERMITS:**

Motion by **Trustee Sugg** and seconded by **Trustee O'Brien** to accept the report of building permits issued by the Town of Lancaster Building Department for properties within the Village of Lancaster as follows:

PERMIT NO	LAST NAME	ADDRESS	PURPOSE OF PERMIT
16-25528	Stock	26 Lenox Ave	Fence
16-25529	Hammer	35 Newell Ave	Shed
16-25532	Freier	21 Brandel Ave	Roof
16-25543	Cook	26 Harold Pl	Porch
16-25545	Coffed	8 Elm Pl	Above Ground Pool
16-25548	Coffed	8 Elm Pl	Deck
16-25549	Giuliani	20 Irwinwood Rd	Shed
16-25554	MLP Plumbing	1500 Commerce Pkwy	Wall Sign
16-25569	Fleischman	71 Holland Ave	Roof
16-25571	WKJ Young Group	1817 Como Park Blvd	Roof
16-25572	Stanek	66 Irwinwood Rd	Deck
16-25577	Keller	50 Lancaster Ave	Roof
16-25581	Smith	44 Stephens Ct	Roof

Adopted Resolution:      **157**      Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

**AUDIENCE PARTICIPATION:**

**Paul Noshisch, Jr. – 31 Newell Avenue:** He commented on the information provided to residents by the Office of Emergency Management during the recent "Boil Water" notice from the Erie County Water Authority following a water leak. He also commented on the response from the County regarding dredging Como Lake and questioned the ability of the Town and Village to perform the work.

Trustee Schroeder supports the idea but noted that permission would be needed from Erie County.

Mayor Maute stated that he will schedule a meeting with all interested parties to determine the costs for various options to address the conditions at the lake.

**Frank Maddock – 43 Wren Avenue:** He commented on the response from the County Executive regarding Como Lake Park and stated that the park is being ignored.

**COMMITTEE REPORTS & FOLLOW UPS:**

➤ **FINANCE & CLAIMS – Trustee Robinson**

She commented on the grant application process and tools available for financial planning and long-term strategic planning.

She provided an update on the TAP grant project and the final approval process for the Design Approval Document (DAD).

She reviewed the annual report issued by Moody's Investors Service indicating that the Village of Lancaster has a solid credit position.

She reviewed the Climate Smart grant application for re-accreditation of the Cayuga Creek levees and commented on the Climate Smart Pledge and further steps that may be taken for certification as a Climate Smart Community.

➤ **PUBLIC WORKS** – Trustee Schroeder

No report.

➤ **PUBLIC SAFETY** – Trustee Robinson

The Village has received notification of award for an Assistance to Firefighters Grant (AFG) for the purchase of safety boots. She commented on the benefits of an effective grant process.

She commented on the continued work of the Safety Committee and the opportunity to make a presentation as a guest speaker to share the model and success of the Committee at the NYCOM Fall Training School.

➤ **BUILDING, LIGHTS & CODES** – Trustee Sugg

A joint meeting with the Town will be held to review the BENLIC application process and to identify properties for possible acquisition by the land bank.

He has received calls regarding the height requirements for fences. There are concerns that some requirements are too restrictive in certain situations. An amendment to the Village Code would be needed to lessen these restrictions.

Trustee Robinson reported that a proposal was received from two consultants for a street lighting initiative to provide energy cost savings. The proposals will be forwarded to board members for review prior to the next board meeting. The consultants will be invited to make a presentation at a work session in August.

Trustee Robinson reported that the stairs at the back of the Municipal Building leading to the Fire Department lounge have been replaced following a delay.

Trustee Robinson commented on the need to address concerns with the constant repair of HVAC units at Village buildings. The grant writers will be researching energy rebates and possible grant opportunities towards the cost of new boilers and HVAC units.

Trustee Robinson commented on the Ethics work session and the positive impact of the recently adopted legal advisory opinion within the Village Code. She stated her concerns with the effectiveness of the currently proposed Citizens Advisory Board.

Trustee Sugg reported that the Village Board met on July 21 and he made a proposal for a Citizens Advisory Board. This proposal was made for Village Board consideration and further development.

The Village Board met on July 18 to discuss the regulations for mobile food vendors. Attorney Herdzyk is researching possible revisions to the legislation based upon discussions with the food truck vendors.

The Comprehensive Master Plan is 16 years old and the Village of Lancaster is supporting a potential program through Erie County for consideration to update the plan.

➤ **HUMAN RESOURCES** – Trustee O'Brien

An executive session was held later in the meeting to review a personnel matter for the Department of Public Works.

➤ **COMMUNITY EVENTS** – Trustee Schroeder

No report.

➤ **ECONOMIC DEVELOPMENT** – Trustee Sugg

A closeout and monitoring questionnaire has been completed and submitted to New York State for the Main Street Program.

There are two variance hearings scheduled before the Zoning Board of Appeals on August 3.

Trustee Robinson commented on the Downtown Revitalization Initiative application and the focus on opportunities for the downtown district. A grant application is being submitted through the Consolidated Funding Application (CFA) for a feasibility study to provide an updated plan for downtown using Smart Growth strategies with support from local officials and the Community Development Corporation. A Letter of Intent was also submitted for the Restore NY program for deconstruction and redevelopment of the remaining foundation of the building on West Main Street. The project was approved as eligible to submit the full grant application by the October 3<sup>rd</sup> deadline.

➤ **SEWER** – Trustee O'Brien

No report.

<b>DEPARTMENT HEAD REPORTS &amp; FOLLOW UPS:</b>
--

➤ **VILLAGE ATTORNEY** – Arthur A. Herdzik

No report.

➤ **FIRE CHIEF** – James S. Volpe

He reported on a fire at Manitoba Corporation earlier in the day. The new ladder truck was very effective during the situation.

➤ **SPECIAL EVENTS** – Dawn Gaczewski

She reported on the Taste of Lancaster event being held on Friday, August 5 – Saturday, August 6 as a two day event. There will be an increased number of food vendors at the event and a 5K Race is being sponsored by the Town of Lancaster Parks and Recreation Department. Car owners who participated in the Car & Cycle Show in June are being invited back during the Taste of Lancaster due to the poor weather on the day of the original event.

➤ **CODE ENFORCEMENT OFFICER** – Shawn Marshall

No report.



➤ **PLANNING COMMISSION** – James Allein

No report.

The Community Development Corporation has completed its sale of 14-16 West Main Street to Performance Advantage Company as of last Friday (July 22).

➤ **DPW SUPERINTENDENT** – William Cansdale

There has been security issues at the DPW including dumping and trespassing. There may be a need to consider a fence to secure the property.

He commented on the need to consider a sewer grant application during the CFA process next year to address work that is required per the DEC Consent Order. He recommends applying for grants for funding the investigation and infiltration process.

The signage template is ready providing emergency contact information to residents at Central Avenue and Broadway for the winter months.

➤ **CLERK – TREASURER** – Michael E. Stegmeier

He provided an update on the new utility billing system. Sewer bills were mailed and the Clerk-Treasurer's office is handling calls regarding the new bill format and rate increase.

The final closeout and monitoring questionnaire for the New York Main Street Program was submitted. The funds have been released and checks issued to the property owners.

He reported on the TAP grant project and right-of-way work that has started on an expedited schedule to meet the September 30 deadline for release of federal funds.

He met with representatives from M&T Insurance Agency and Selective Insurance on separate occasions to review the services for safety and loss control that are available to the Village of Lancaster.

The independent audit for fiscal year ended May 31, 2016 is scheduled to begin on August 1<sup>st</sup>. It is estimated that field work will take 2 weeks and the final report will be issued by the end of September.

The tentative agenda has been released for the NYCOM Fall Training School and registration is open for any Village officials that want to attend.

<b>MISCELLANEOUS:</b>
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Motion by **Trustee O'Brien** and seconded by **Trustee Sugg** to enter into executive session with Superintendent Cansdale and Attorney Herdzyk to discuss a personnel matter related to the Department of Public Works.

Adopted Resolution:       **158**

Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

Motion by Trustee O'Brien and seconded by Trustee Sugg to reconvene the meeting. There were no votes or action taken during the executive session that would require entry into the minutes.

Adopted Resolution:       **159**                   Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

Motion by Trustee Schroeder and seconded by Trustee O'Brien to appoint Michael Dwan, 83 Banner Avenue, to the position of Deputy Village Attorney/Village Prosecutor effective on August 8, 2016, with an existing term to expire on April 3, 2017.

Adopted Resolution:       **160**                   Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

Matt Fischione commented on the positive response and actions of the Fire Department during the fire at Manitoba Corporation earlier in the day.

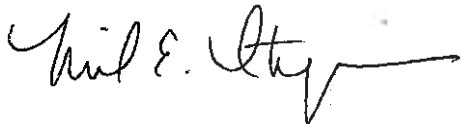
Mitch Martin from Senator Gallivan's office reported on the community response to the electronics recycling event held at Cayuga Heights Elementary School in Depew this past weekend.

<b>ADJOURNMENT:</b>
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Motion by Trustee O'Brien and seconded by Trustee Schroeder to adjourn the meeting at 7:52 p.m.

Adopted Resolution:       **161**                   Ayes: Mayor Maute, Trustees O'Brien, Robinson,  
Schroeder, and Sugg

Respectfully submitted,



Michael E. Stegmeier  
Village Clerk – Treasurer



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**

*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**

*Legal Assistant*

August 18, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Precision Scale & Balance #5281  
140 Rotech Drive  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 15, 2016 from the Erie County Department of Public Works on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

Very truly yours,

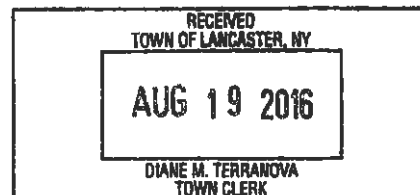
*Kevin E. Loftus* 11b  
Kevin E. Loftus, Esq.

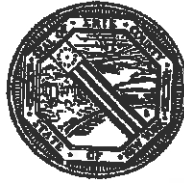
Town Attorney

KEL:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer





## COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

**JOHN C. LOFFREDO, P.E.**  
COMMISSIONER

DEPARTMENT OF PUBLIC WORKS  
RATH BUILDING 14<sup>TH</sup> FLOOR

TELEPHONE: 716.858.8300  
FAX: 716.858.8228

August 15, 2016

Mr. Kevin Loftus, Town Attorney  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

Re: Lead Agency Request  
140-14 Rotech Drive  
Precision Scale & Balance  
(T) of Lancaster, County of Erie

Dear Mr. Loftus:

This Department has received your request for Lead Agency for the above referenced project. Erie County Department of Public Works has no problem with the Town of Lancaster being Lead Agency for this project. This approval of Lead Agency is only from Erie County Department of Public Works and does not imply that other County Departments concur with this approval, as their response will be coming by separate letter.

We will also not be involved with the site plan or permitting of this site, as it is not along a County highway.

Sincerely,

ERIE COUNTY DEPARTMENT OF PUBLIC WORKS

  
Garrett M. Hacker, P.E.  
Senior Civil Engineer

cc: William Geary, Deputy Commissioner – Highways  
Charles A. Sickler, P.E., Director of Engineering  
Wayne Scibor, P.E., Supervisor of Engineering  
John Dennee, Senior Highway Maintenance Engineer  
Mariely Ortiz, Erie County Department of Environment and Planning  
File: TOWN

**SUPERVISOR**  
Johanna M. Coleman

**COUNCIL MEMBERS**

John M. Abraham Jr.  
Dawn Gaczewski  
Ronald Ruffino Sr  
Matthew Walter



Department of Parks,  
Recreation & Forestry

**Park Crew Chief**  
Mark D. Lubera

525 Pavement Road  
Lancaster, NY 14086  
716-684-3320 phone  
716-685-3497 fax

August 17, 2016

Supervisor Johanna Coleman and  
Council Members  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

*TC - For Comm*

Dear Supervisor Coleman and Honorable Council Members:

This year, as you well know, the effects of the Emerald Ash Bore has had a big impact to the town. The many town right of ways, whether they be for drainage or just vacant land, are predominantly Ash Trees. In most cases, homes were built right up to town property. As these Ash Trees die, they become a hazard, in some cases an extreme hazard, and must be removed. You have thankfully approved money from the tree fund to deal with this problem.

I now respectfully request a resolution to appropriate \$30,000 of tree fee funds for the remainder of 2016. The contractor that we use when needed is Mays Tree Service, Inc., who is available through the Erie County Department of Purchase, bid #216055-004, Section E614. This money will allow us to deal with the increase in emergency requests that have come our way.

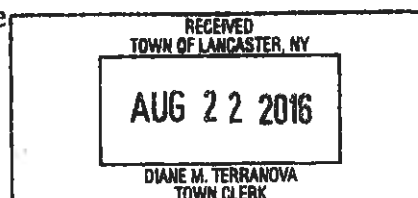
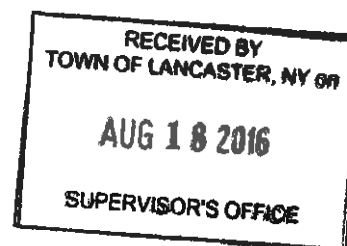
I thank you for past and future support on this issue. If you have any questions or concerns, please contact me at your convenience.

Respectfully submitted,

Mark D. Lubera  
Park Crew Chief

MDL:jw

Cc: Kevin Loftus, Town Attorney  
Dave Brown, Director of Administration of Finance  
Dan Amatura, Highway Superintendent



**SUPERVISOR**

Johanna M. Coleman

**COUNCIL MEMBERS**

John M. Abraham Jr.

Dawn Gaczewski

Ronald Ruffino Sr

Matthew Walter



501  
Department of Parks,  
Recreation & Forestry

**Park Crew Chief**

Mark D. Lubera

525 Pavement Road  
Lancaster, NY 14086  
716-684-3320 phone  
716-685-3497 fax

August 17, 2016

TC-FOR comm

Supervisor Johanna Coleman and  
Council Members  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

Dear Supervisor Coleman and Honorable Council Members:

I respectfully request a resolution to remove ten Ash trees on town property adjacent to 42 Running Brook Drive. These trees will be removed by Mays Tree Service, Inc., P.O. Box 540, Lancaster, NY 14086, for a cost of \$6,515.00 under Erie County bid #216055-004. The funds for this job will be taken out of tree fees.

I consider these trees to be an extreme hazard in that most are completely dead and the prospect of limb failure is great which would cause damage to the homeowner's property. I will, therefore, authorize the work to be completed as soon as is possible.

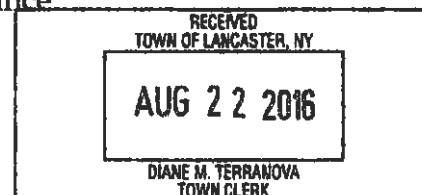
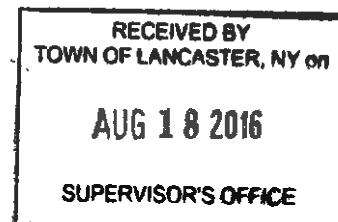
If you have any questions or concerns, please contact me at your convenience.

Respectfully submitted,

Mark D. Lubera  
Park Crew Chief

MDL:jw

Cc: Kevin Loftus, Town Attorney  
Dave Brown, Director of Administration of Finance  
Dan Amatura, Highway Superintendent



MAYS TREE SERVICE INC.  
PO BOX 540  
LANCASTER, NY 14086  
716-685-1929

August 17, 2016

Town of Lancaster  
Forestry Dept  
525 Pavement Rd  
Lancaster NY 14086  
Att: Mark Lubera

RE: Estimate for dead ash tree removal @ 42 Runningbrook

Removal of (10) dead ash trees take all wood and brush  
cut stumps as low as possible

3- trees @ \$900 each = \$ 2,700.00

7- trees @ \$545 each= \$ 3,815.00

Total Estimate = \$ 6,515.00

"The Town of Lancaster is listed as an additional insured for all  
ongoing and completed operations."

Sincerely,

Clyde A. Mays Jr.  
Owner/President X Clyde A. Mays Jr. Date 8-17-2016

Accepted by X \_\_\_\_\_ Date \_\_\_\_\_

RECEIVED  
TOWN OF LANCASTER, NY

AUG 22 2016

DIANE M. TERRANOVA  
TOWN CLERK

RECEIVED BY  
TOWN OF LANCASTER, NY on

AUG 22 2016

SUPERVISOR'S OFFICE

502

Catherine Mangione  
11 Gordon Avenue  
Lancaster, NY 14086  
(716) 445-2626

August 18, 2016

Lancaster Town Board

21 Central Avenue

Lancaster, NY 14086

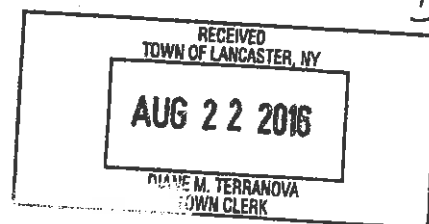
To Whom it May Concern:

I am writing to ask that a street light be installed somewhere near my house. There are two poles across the street, one located at each end of the property line of 12 Gordon Ave. Neither one has a light on it. It is so dark at night that when I come off of Aurora in my car, I can hardly see my driveway. The people next door to me at 9 Gordon are both very disabled. I am sure they would also appreciate some light out in front of our homes.

Thank you in advance for your consideration in this matter.

Sincerely,  
Catherine Mangione





To: Lancaster Town Board 8/20/2016

My name is Sarah Barraclough and I live at 12 Gordon Ave in the Village.

I'm requesting that a street light be put on pole 3102-1A which is on the front of my property.

The reason is that from Aurora St. to my drive way, it's a very dark zone & my self as well as my neighbors across the street have a hard time seeing our drive ways as we pull in.

I'm hoping that this request will not be a problem for the board to take action on.

Thank you for your time.

Sarah Barraclough

716-681-1043 12 Gordon Ave.  
Lane NY 14086

504



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**  
*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**  
*Legal Assistant*

August 24, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Precision Scale & Balance #5281  
140 Rotech Drive  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 19, 2016 from the New York State Department of Environmental Conservation on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

Very truly yours,

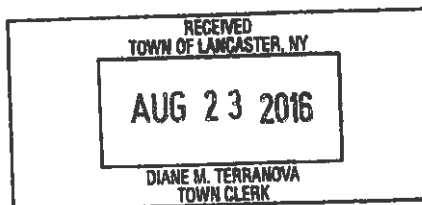
A handwritten signature in black ink, appearing to read 'K. Loftus'.

Kevin E. Loftus, Esq.  
Town Attorney

KEL:lb

Enc.

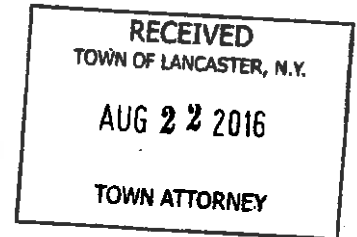
CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9  
270 Michigan Avenue, Buffalo, NY 14203-2915  
P: (716) 851-7165 | F: (716) 851-7168  
www.dec.ny.gov

August 19, 2016



Mr. Kevin E. Loftus  
Town of Lancaster  
Office of the Town Attorney  
21 Central Avenue  
Lancaster, NY 14086

Dear Mr. Loftus:

**SEQR LEAD AGENCY DESIGNATION  
PRECISION SCALE & BALANCE BUILDING  
ADDITION  
140 ROTECH DRIVE  
TOWN OF LANCASTER, ERIE COUNTY**

This Department has received the Town of Lancaster's SEQR Lead Agency solicitation letter for the above-noted project.

We have identified no environmental issues or concerns associated with this proposal.

We concur that the Town of Lancaster should act as SEQR Lead Agency, as the proposal is primarily of local significance. If you have any questions, please feel free to contact Mr. Mark Passuite of my staff or me at 716/851-7165.

Sincerely,

A handwritten signature in black ink, appearing to read "David S. Denk".

David S. Denk  
Regional Permit Administrator

MFP:



Department of  
Environmental  
Conservation

Civil Engineering  
Environmental Engineering  
Municipal Engineering  
Land Surveying



Project Management  
Construction Support Services  
Landscape Architecture  
SWPPP Services

505

August 22, 2016

Honorable Town Board  
Town of Lancaster  
Lancaster, NY 14086

Re: Creekside at Pleasant Meadows Subdivision 6 Phase 1  
Sidewalk Construction

Dear Board Members:

The above improvement installed at Creekside at Pleasant Meadows Subdivision 6 Phase 1 has been constructed in accordance with Town specifications.

We therefore recommend that Public Improvement #685 sidewalks be accepted by the Town.

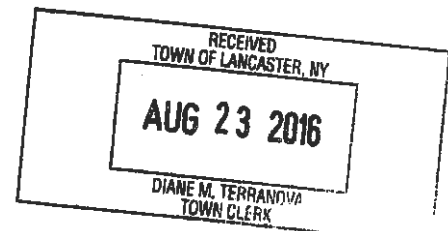
If you have any questions or comments please call.

Very truly yours,

A handwritten signature in black ink, appearing to read "Robert R. Harris".

Robert R. Harris, P.E.  
Town Engineer

Cc Town Clerk  
Town Attorney



16-07-29-06168C-PM Creekside Ph 1 Sidewalk-TB-l-rrh

Gerald Herberger  
42 Running Brook Drive  
Lancaster NY 14086

August 18 2016

Johanna M. Coleman  
Town Supervisor  
21 Central Ave.  
Lancaster NY 14086

TC- FOR COMM -

Johanna M. Coleman,

*I would like to thank the Town of Lancaster for addressing a serious problem I had with ash trees bordering on my property that were on the towns property. There were numerous dead and decaying ash trees 90 feet high with limbs hanging overhead that were rotting and decaying, these trees were ready to fall down at any time. It was very hazardous situation for anyone walking around or near them. The trees were also near our house and out buildings that could of done serious damage to them if came down.*

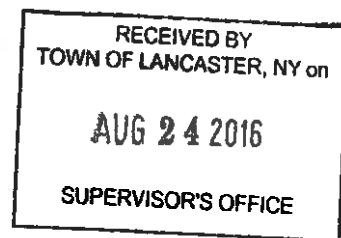
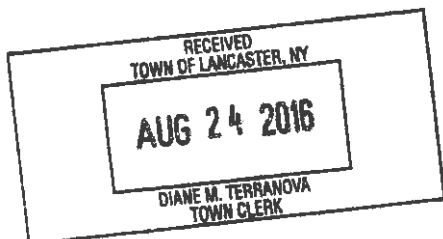
*I would like thank Mark Lubera who came out after I was concerned about the situation and called him. Mark came out promptly to evaluate the site and he determined that they were definitely unstable and needed to come down. They are now down and our family is thankful and relieved that we can walk in our back yard safely.*

*I would also like to thanks Clyde Mays of Mays Tree Service who came out to remove the trees. Clyde and his crew did an excellent job in removing all the trees and all debris. They acted very professionally and were knowledgeable in their job, working safely and swiftly.*

*I lived in many different areas in my life but find Lancaster has it all over the rest, it's truly a pleasure to live in a town that cares about its residents. Thanks again for your prompt action.*

Sincerely,  
Gerald Herberger

*Gerald Herberger*



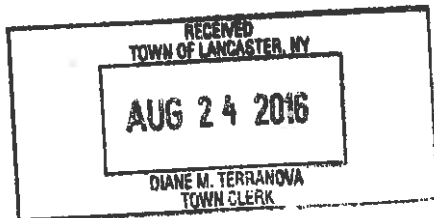
**Diane Terranova**

---

**From:** Jeffrey Smith  
**Sent:** Wednesday, August 24, 2016 2:35 PM  
**To:** Diane Terranova  
**Subject:** Fireworks Permit

Diane,

After reviewing the fireworks permit for Lancaster Country Club for 9/3/2016 and inspecting the proposed site, the Lancaster Police Department has no objection to granting the permit pursuant to Chapter 3 of the Lancaster Town Code.



DIANE M. TERRANOVA, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

COPY

August 24, 2016

The Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

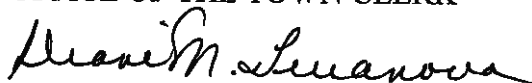
**Re: SPECIAL USE PERMIT -**  
P.M. Peppermint, Inc.  
31 Peppermint Road

Gentlemen:

Enclosed is the above referenced Special Use Permit Application for Topsoil Removal for your review and determination pursuant to Chapter 50-46 of the Code of the Town of Lancaster.

Sincerely yours,

OFFICE OF THE TOWN CLERK

  
Diane M. Terranova  
Town Clerk

DMT/dm  
Encl.

cc: M. Fischione, Building Inspector  
K Loftus, Town Attorney  
G. Gill, Jr., Police Chief  
P. M. Peppermint Inc. (Letter only)

File: Zoning Special Use.wpd

COPY

COPY

COPY

COPY

TOWN OF LANCASTER

K-7491  
120.00

ANNUAL APPLICATION FOR SPECIAL USE PERMIT FOR  
TOPSOIL REMOVAL, SHREDDING & PROCESSING

1. Name and Address of Applicant:

P.M. Peppermint, Inc.  
31 Peppermint Road  
LANCASTER, New York 14086.

2. Name and Address of Property Owner:

P.M. Peppermint, Inc.  
5636 Transit Road  
Depew, New York 14043.

3. Attach metes and bounds description of areas for which a permit is requested. Mark "Exhibit 1".

4. Attach a drawing to scale showing location of areas for which a permit is requested. Mark "Exhibit 2".

5. Attach a copy of the current SWPPP Permit, if applicable, authorizing disturbance of areas for which a permit is sought. Mark "Exhibit 3".

6. Estimate cubic yards of materials to be removed during calendar year January 1, 2016 to December 31, 2016.

☐ Over 125,000 cubic yards - maximum permit fee of \$5,000 attached.

☒ Under 125,000 cubic yards - calculated permit fee 120.00 attached for 3,000 cubic yards at \$.04 per cubic yard.

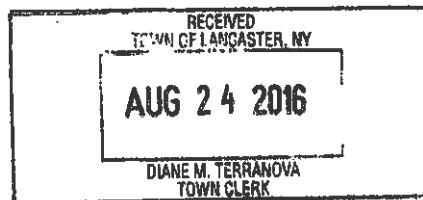
7. Have you been cited by the Town of Lancaster, County of Erie, or State of New York within the last three years for violation of any permits, licenses, or authorizations granted by these governing bodies or agencies thereof?

☐ Yes ☒ No

If yes, provide details:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

CORPORATE SEAL



P.M. Peppermint, Inc.  
Type/Print Name of Applicant

Paul Terranova  
Signature of Applicant

President  
Title



Signature of Petitioner and/or applicant

Paul H. Monicchio

Date Aug. 24<sup>th</sup>, 2016

INDIVIDUAL

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this \_\_\_ day of \_\_\_\_\_, 20\_\_, before me personally appeared  
, the petitioner, to me known and known to me to be the individual described in and who executed the foregoing instrument and  
\_he acknowledged to me that \_he executed the same for the purpose herein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this 24<sup>th</sup> day of August, 2016, before me personally appeared  
, to me known, who, being by me first duly sworn, did depose and say that \_he resides in Clarence Ctr NY, that \_he is  
the President of PM Peppermint Inc corporation described in and which executed the foregoing  
instrument; that \_he knows the Corporate Seal of said corporation; that the Corporate Seal affixed to said instrument is such  
Corporate Seal; that it was affixed by order and authority of the Board of Directors of said corporation; and that \_he signed his/her  
name thereto by like order and authority for the purposes herein stated.

FLORENCE C. BODAMI  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01804711361  
Qualified in Erie County  
My Commission Expires March 30, 2018

Florence C. Bodami  
Notary Public or Deputy Town Clerk

CORPORATE SEAL

PARTNERSHIP

STATE OF NEW YORK

SS:

COUNTY OF ERIE

On this \_\_\_ day of \_\_\_\_\_, 20\_\_, before me personally appeared  
, the petitioner, to me known and known to me to be one of the firm of \_\_\_\_\_ described in and who  
executed the foregoing instrument and \_he acknowledged to me that \_he executed the same as and for the act and deed of said  
firm, for the purposes therein stated.

\_\_\_\_\_  
Notary Public or Deputy Town Clerk

CORPORATE SEAL

## SECTION 809 - DISCLOSURE CERTIFICATE

CERTIFICATE REQUIRED TO BE EXECUTED BY EVERY APPLICANT FOR A VARIANCE, AMENDMENT, CHANGE OF ZONING, APPROVAL OF A PLAT, EXEMPTION FROM A PLAT OR OFFICIAL MAP, LICENSE OR PERMIT, PURSUANT TO THE PROVISIONS OF ANY ORDINANCE, LOCAL LAW, RULE OR REGULATION CONSTITUTING THE ZONING AND PLANNING REGULATIONS OF THE TOWN OF LANCASTER (SEE ATTACHED EXCERPT FROM GENERAL MUNICIPAL LAW)

### CERTIFICATION A

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (**underline appropriate application**) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that no State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, has an interest in the person, partnership or association making application for said Paul Peppermint, Inc

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

Paul Peppermint, Inc  
X \_\_\_\_\_

### CERTIFICATION B

1. The undersigned applicant, as defined in Section 809 of the General Municipal Law of the State of New York, for a (**underline appropriate application**) variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, hereby certifies that \_\_\_\_\_ is a State officer, or officer or employee of the County of Erie or Town of Lancaster, as defined in said section, who has an interest in the person, partnership or association making application for said \_\_\_\_\_ and that the extent of such interest is \_\_\_\_\_

2. I understand that any person who knowingly and intentionally violates the provisions of Section 809 of the General Municipal Law of the State of New York shall be guilty of a misdemeanor.

X \_\_\_\_\_  
X \_\_\_\_\_



# Town of Lancaster

**BUILDING DEPARTMENT**  
21 CENTRAL AVENUE  
LANCASTER, NEW YORK 14086  
716-684-4171  
FAX 685-5317

**TOWN BOARD**  
*Supervisor*  
Johanna M. Coleman

*Councilmembers*  
John M. Abraham, Jr.  
Dawn Gaczewski  
Ronald Ruffino, Sr.  
Matthew Walter

8/23/16

The Honorable Town Board  
Town of Lancaster  
21 Central Ave.  
Lancaster, NY 14086

Re: Special Use Permit  
PM Peppermint  
31 Peppermint Rd.

The above mentioned Special Use Permit Application has been review per Chapter 50-46 of the Code of the town of Lancaster to operate a mine as permitted in an SGA Zoning district with an accessory use to process shredded topsoil.

The Building Dept. recommends approval with the stipulations as follows;

- Property address is to be posted at the main entrance.
- Proper screening from dust is to be installed to the east of the property protecting the residential areas.
- Truck traffic is prohibited east of the main entrance.
- Hours of operation to comply with Chapter 38-4 I (1) and limited to Monday – Saturday
- Special Use Permit is to be renewed every year.

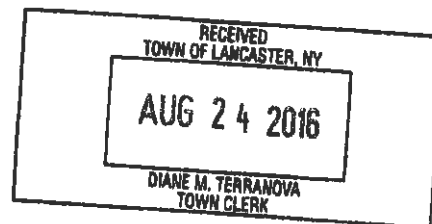
Sincerely,

Matt Fischione, Code Enforcement Officer  
Town of Lancaster Building Department  
21 Central Avenue  
Lancaster, NY 14086

MF

Cc: Kevin Loftus, Town Attorney

G. Gill Jr., Police Chief





# Town of Lancaster

**BUILDING DEPARTMENT**  
 21 CENTRAL AVENUE  
 LANCASTER, NEW YORK 14086  
 716-684-4171  
 FAX 685-5317

**TOWN BOARD**  
*Supervisor*  
 Johanna M. Coleman

*Councilmembers*  
 John M. Abraham, Jr.  
 Dawn Gaczewski  
 Ronald Ruffino, Sr.  
 Matthew Walter

8/24/16

The Honorable Supervisor and Town Board  
 Town of Lancaster  
 21 Central Ave.  
 Lancaster, NY 14086

Re: Online Limousine/WNY Motorsports  
 3568 Walden Ave.  
 Use Permits

On January 15, 2016, an ACD ruling by Judge Jeremy A. Colby expired for offenses at 3568 Walden Ave. to both NYS Property Maintenance Code and Town of Lancaster Code.

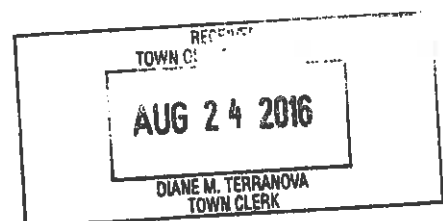
An inspection was completed Wednesday August 24, 2016 and it was determined several conditions still exist and are in violation of the referenced codes.

The recommendation from the Town of Lancaster Building Dept. is to revoke any and all Use Permits, Operational Permits and Certificates of Occupancy due to the continued disregard for the requirements specified in both codes.

Sincerely,

Matt Fischione, Code Enforcement Officer  
 Town of Lancaster Building Department  
 21 Central Avenue  
 Lancaster, NY 14086

MF



DIANE M. TERRANOVA, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028


COPY

COPY

COPY

**MEMO**

**TO:** Daniel Amatura, Highway Superintendent  
Mary Bartz, Senior Center Coordinator  
Carmen Ciccarelli, Parks and Recreation Department  
Gerald Gill, Jr., Police Chief  
Mark Lubera, Park Crew Chief  
John Trojanowsky, Youth Bureau Director  
Ronald Rozler, Office of Emergency Management  
Town Board Members

**FROM:** Diane M. Terranova, Town Clerk 

**DATE:** August 25, 2016

**RE:** Polling Places for 2016 Primary & General Elections

This memo is to advise you that the Erie County Board of Elections will be conducting elections on Tuesday, September 13, 2016 and Tuesday, November 8, 2016 at the following Town of Lancaster owned buildings:

- Lancaster Senior Center, 100 Oxford Avenue
- Lancaster Youth Building, 200 Oxford Avenue
- Lancaster Town Hall Board Room, 21 Central Avenue
- Old Court Building, 525 Pavement Road

Each of the locations must be open for the Election Inspectors no later than 5:30 a.m. and shall be locked after the Inspectors complete their duties some time after 9:00 p.m.

Please contact me if you have any questions.

COPY

COPY

DIANE M. TERRANOVA, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

August 25, 2016

Mark Maier  
Lancaster Country Club  
6061 Broadway  
Lancaster, NY 14086

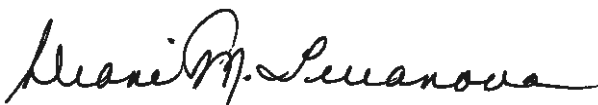
Dear Mr. Maier:

Your application for the Public Display of Fireworks to be conducted at The Lancaster Country Club on September 3, 2016 was approved. Enclosed is your permit for a fireworks display on September 3, 2016 between the hours of 9:00 P.M. and 10:00 P.M.

By copy of this letter I hereby direct the Town Line Fire Chief to inspect the premises wherein said display will take place to see that the execution of the work so authorized by said permit shall be done in conformity with approved plans and specifications and the existing standards, rules and regulations applicable thereto.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova  
Town Clerk

DMT/kl

Encl.

cc: G. Gill, Police Chief  
Town Line Fire Chief  
K. Loftus, Town Attorney  
Town Board  
Stephen Asposto, Advanced Entertainment Technologies

File: Permit/Fireworks Permit Letter.doc

DIANE M. TERRANOVA, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

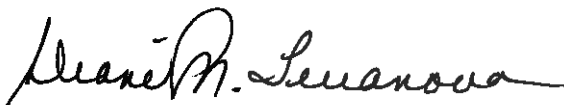
**FIREWORKS PERMIT**  
**TOWN OF LANCASTER**

Pursuant to Local Law No. 1 of the Year 2012 of the Town of Lancaster, and Penal Law Section 405 of the State of New York,

**Advanced Entertainment Technologies DBA Image Engineering**, 8124 Norris Lane, Baltimore, MD 21222 is hereby granted permission for a public display of fireworks at The Lancaster Country Club, 6061 Broadway, Lancaster, New York, on September 3, 2016 in accordance with all the terms, conditions, and diagrams, contained in the "Request for Fireworks Display Permit" on file in the Office of the Town Clerk of the Town of Lancaster.

This permit expires at 10:00 P.M. on the date specified herein. Any display after 10:00 P.M. is not authorized by this permit.

**TOWN OF LANCASTER**



Diane M. Terranova  
Town Clerk

Seal

Dated: August 25, 2016

cc: Gerald J. Gill, Jr., Police Chief, Town of Lancaster  
Brett Broska, Town Line Vol. Fire Department, Fire Chief  
Kevin Loftus, Town Attorney  
Town Board  
Stephen Asposto, Advanced Entertainment Technologies

File: fire wks prmt



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**

*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**

*Legal Assistant*

## MEMO

**To:** Diane M. Terranova, Town Clerk

**From:** Kevin E. Loftus, Town Attorney *K. Loftus*

**Date:** August 25, 2016

**Subject:** The Creekside at Pleasant Meadows Subdivision 6; Phase 1

---

Dear Ms. Terranova:

Enclosed please find the Maintenance Bond for the Sidewalk public improvement for the above-referenced subdivision for your records.

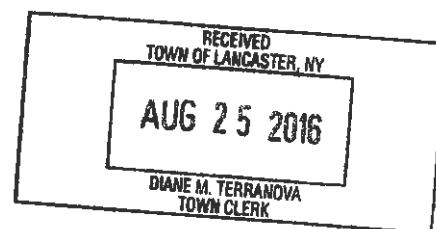
Please prepare a resolution accepting P.I.P. No. 685 (Sidewalk) for the next scheduled board meeting.

If there are any questions, please call.

KEL:lb

Enc.

CC: Robert Harris, Town Engineer (w/enc.)







# Lancaster Central School District

## DEPARTMENT OF MUSIC

"One of the Best Communities in America for Music Education"

- NAMM Foundation

Richard Goss, Music Director  
Lancaster High School Bands  
1 Forton Drive  
Lancaster, NY 14086  
8/12/16

Town of Lancaster  
Johanna Metz Coleman, Supervisor  
21 Central Avenue  
Lancaster, NY 14086

TC - For Comm

Dear Supervisor Coleman,

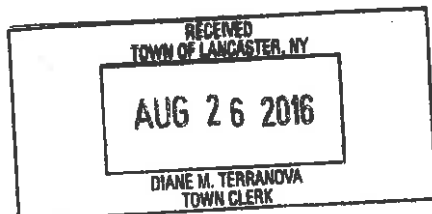
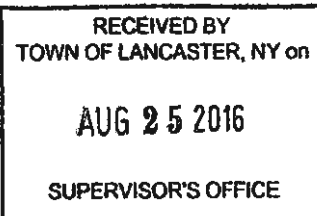
The Lancaster High School Symphonic Band, is requesting the use of the Lion's Picnic Shelter, adjacent to the Senior Citizens Center and Lancaster Youth Bureau, for our annual band picnic/party on Sunday, September 25, 2016, from noon-2 pm.

We also plan to perform our 8th Annual **Symphonic Band Pops Concert** at the Pascucci Band Shell at 2 PM. We are requesting that the Lancaster Youth Bureau be opened at 1:30 PM to accommodate the students and audience for this concert. Please contact me if you have any questions or concerns.

Sincerely,

Richard B. Goss  
Director of Bands  
Lancaster High School  
716-866-5453  
rgoss@lancasterschools.org

cc: Mark Lubera, John Trojanowsky, Mary Bartz



HIGH SCHOOL  
1 Forton Dr, Lancaster, NY 14086  
(716) 686-3255 - Dept Chair x9832  
Bands x9831, Choirs x9432  
Orchestras x9434  
Arts Academy x9833  
FAX (716) 686-3347

MIDDLE SCHOOL  
148 Aurora St  
Lancaster, NY 14086  
(716) 686-3220  
Bands x7737, Choirs x7113  
Orchestras x7937  
FAX (716) 686-3223

WILLIAM STREET SCHOOL  
5201 William St  
Lancaster, NY 14086  
(716) 686-3800  
FAX (716) 686-3822

COMO PARK ELEMENTARY SCHOOL  
1985 Como Park Blvd  
Lancaster, NY 14086  
(716) 686-3235  
FAX (716) 686-3303

COURT STREET ELEMENTARY SCHOOL  
91 Court St  
Lancaster, NY 14086  
(716) 686-3240  
FAX (716) 686-3284

HILLVIEW ELEMENTARY SCHOOL  
11 Pleasantview Dr  
Lancaster, NY 14086  
(716) 686-3280  
FAX (716) 686-3307

JOHN A. SCIOLE ELEMENTARY SCHOOL  
86 Alya Dr  
Depew, NY 14043  
(716) 686-3285  
FAX (716) 686-3302



Department of  
Transportation

ANDREW M. CUOMO  
Governor

5/5

MATTHEW J. DRISCOLL  
Commissioner

Cathy Calhoun  
Chief of Staff

August 19, 2016

Ms. Johanna Coleman  
Town of Lancaster  
Town Hall  
21 Central Avenue  
Lancaster NY 14086

*TC- FOR COMM*

*COPIES TO: HWY SECT.  
SUE BARNES*

Dear Ms. Coleman:

I am pleased to announce the availability of \$98.7 million in funding to support transportation-related projects and programs, including bicycle, pedestrian, multi-use paths, and/or projects that will help meet the requirements of the Clean Air Act by reducing congestion and vehicle emissions.

Made available through the Transportation Alternatives Program (TAP) and the Congestion Mitigation and Air Quality Improvement Program (CMAQ), the goal of this funding opportunity is to provide innovative, transformative transportation improvements for our communities, while making them safer for bicyclists, pedestrians, and motorists.

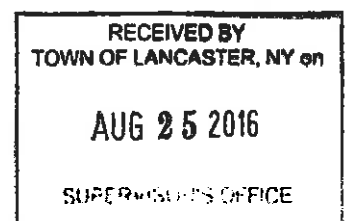
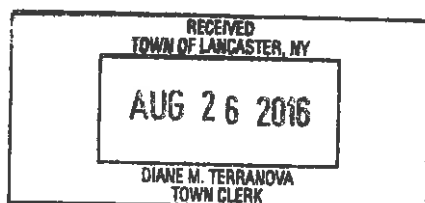
Funding for projects will be awarded through a competitive solicitation process. Prospective projects will be rated based on established criteria that include public benefit, air quality improvement and innovation. To expedite the application process for this solicitation, the New York State Department of Transportation (NYSDOT) is committed to working with you and your staff. To guide you in the identification of candidate projects, program guidance, application forms, and details on required federal-aid workshops may be found at <https://www.dot.ny.gov/TAP-CMAQ>. Completed applications will be accepted electronically through October 21, 2016.

If you have questions concerning the solicitation process, please contact Peter Ryan at (518) 457-6700 or via e-mail at [Peter.Ryan@dot.ny.gov](mailto:Peter.Ryan@dot.ny.gov).

Sincerely,

*Matthew Driscoll*

Matthew J. Driscoll  
Commissioner



**SUPERVISOR**

Johanna M. Coleman

**COUNCIL MEMBERS**

John M. Abraham Jr.

Dawn Gaczewski

Ronald Ruffino Sr

Matthew Walter

Department of Parks,  
Recreation & Forestry**Park Crew Chief**  
Mark D. Lubera525 Pavement Road  
Lancaster, NY 14086  
716-684-3320 phone  
716-685-3497 fax

August 29, 2016

TC - for comm.

Supervisor Johanna Coleman  
Honorable Council Members  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

Dear Supervisor Coleman and Honorable Council Members:

I wish to thank you for your continued support in our ongoing battle with the emerald ash bore.

To date we have injected 350-400 street trees this season with two months remaining we should be well over 500 trees. We have also removed trees on Town right of ways where they were deemed hazardous (see attached letter). The situation as it exists now will last for another ten years.

I believe the management plan we have adopted, injections plus removals where necessary will serve us well in the upcoming years.

- Without the foresight of the Town Board in approving funds for the ash bore, we would be in dire straits. With your support we are holding our own and I thank you very much for your understanding and ongoing support.

Sincerely,

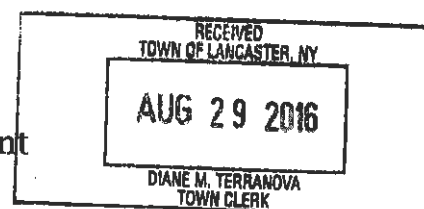
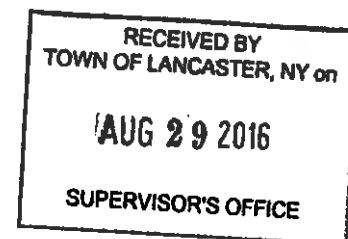
A handwritten signature in cursive script that reads "Mark D. Lubera".

Mark D. Lubera  
Park Crew Chief

MDL: rf

Enclosure: (1)

Cc: Dan Amatura, Highway Superintendent



Gerald Herberger  
42 Running Brook Drive  
Lancaster NY 14086

August 18 2016

Mark Lubera  
Town Forester Park Crew Chief  
525 Pavement Road  
Lancaster NY 14086

Mark,

I would like to thank you for addressing a dangerous and serious problem I had with ash trees bordering on my property that were on the towns property. As you know there were numerous dead and decaying ash trees 90 feet high with limbs hanging overhead that were rotting and decaying, these trees that were ready to fall down at any time. It was very hazardous situation for anyone walking around or near them. The trees were also near our house and out buildings that could of done serious damage to them if came down.

I would also like to thanks Clyde Mays of Mays Tree Service who came out to remove the trees. Clyde and his crew did an excellent job in removing all the trees and all debris. They acted very professionally and were knowledgeable in their job, working safely and swiftly.

Thanks again for your prompt action, it's a pleasure to live in a town that cares about its residents.

Sincerely,  
Gerald Herberger

Gerald Herberger

517

RECEIVED BY  
TOWN OF LANCASTER, NY on  
  
**AUG 29 2016**  
  
SUPERVISOR'S OFFICE

August 24, 2016

Town Board  
C/O Town Hall  
21 Central Avenue  
Lancaster, NY 14086

Ⓢ  
WMO  
EMAIL COPIES TO:  
CAPT LAURIEZZO  
LT ROZLER  
PUBLIC SAFETY CHAIR

TC - For Comm

Subject: Reduced Speed on Pavement Road (between Walden Ave. and Broadway St.)

Dear Town Board Members,

I'm writing this letter to formally request a reduction of the speed limit from the current 45 mph to 35 mph on Pavement Road between Walden Ave. and Broadway St. I'm a resident of Pavement Road in the vicinity just north of Westwood Park and south of Westwood Road and have personally witnessed accidents and several near accidents as a result of the speed limit on this street. Most recently, today, I witnessed a car flipped on its side after being hit by another vehicle. With the rolling hills and several blind spots in conjunction with the speed of the vehicles traveling down this road, it is an extreme hazard. In addition, there is not a useable shoulder on this road so it is dangerous for anyone who may be going to the Heritage bike path or Westwood Park while walking or biking down this road. With the noted hazards plus the high volume of construction vehicles that travel down this street, I'm extremely concerned about the safety of the drivers, walkers, and most important the children that live in this area and have to get on and off the bus while crossing this street.

In review of the previous Town Board Meeting minutes there have been past inquiries made on this manner and the dangers associated with the existing 45 mph speed limit, below are a couple of these requests:

<http://lancasterny.gov/index.php/document-center/town-board-minutes-agendas/communications/2012-1/2243-11-5-2012-communications-1/file> (see page 1 regarding the concerns raised by a resident in 2012)

<http://lancasterny.gov/index.php/document-center/town-board-minutes-agendas/communications/2012-1/2226-5-7-2012-communications-2/file> (see page 17 about the near head-on collision by a resident in 2012)

I hope you'll review this and make the right decision about reducing the speed limit on Pavement Road. Please contact me at 716-803-3094 if you have any further questions and I'm looking forward to hearing back from you on this manner.

Best regards,



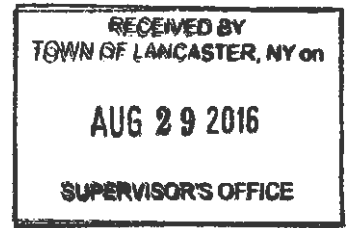
Steven Press  
192 Pavement Road  
Lancaster, NY 14086

RECEIVED  
TOWN OF LANCASTER, NY  
  
**AUG 29 2016**  
  
DIANE M. TERRANOVA  
TOWN CLERK

REILLY MEEGAN  
ARCHITECTURE

518

AUGUST 26, 2016



NOTICE OF SITE PLAN REVIEW

SUBJECT PREMISES      LANCASTER MINI MART  
5424 BROADWAY STREET  
LANCASTER, NEW YORK 14086

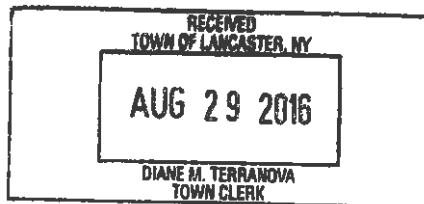
✓ TC - FOR COMM  
COPY TO PL. BD. CHAIR

DATE & TIME OF SITE PLAN REVIEW      SEPTEMBER 15, 2016 AT 7:10 PM

PLACE OF SITE PLAN REVIEW      COUNCIL CHAMBERS  
LANCASTER MUNICIPAL BUILDING  
5423 BROADWAY STREET  
LANCASTER, NEW YORK 14086

BRIEF DESCRIPTION OF PROPOSED ACTION      PROPOSED 713 G.S.F. ADDITION FOR THE PURPOSE OF  
A TIM HORTONS COFFEE AND BAKE SHOP.

TO REVIEW THE MATERIALS PRESENTED BY THE APPLICANT, GO TO THE VILLAGE CLERK'S OFFICE IN THE  
MUNICIPAL BUILDING LOCATED AT 5423 BROADWAY STREET, LANCASTER, NEW YORK 14086



**SUPERVISOR**

Johanna M. Coleman

**COUNCIL MEMBERS**

John M. Abraham Jr.  
 Dawn Gaczewski  
 Ronald Ruffino Sr  
 Matthew Walter



Department of Parks,  
 Recreation & Forestry

**Park Crew Chief**  
 Mark D. Lubera

525 Pavement Road  
 Lancaster, NY 14086  
 716-684-3320 phone  
 716-685-3497 fax

August 30, 2016

Supervisor Johanna Coleman and  
 Council Members  
 Town of Lancaster  
 21 Central Avenue  
 Lancaster, NY 14086

*TC - FOR COMM*

Dear Supervisor Coleman and Honorable Council Members:

*OK FOR RES.*

I respectfully request a resolution be prepared for the purchase of one 96" Snow V-Blade from Bobcat of Buffalo, 6511 South Transit Road, Lockport, NY 14094, for a cost of \$3,306.00.

This purchase will be made under the May 2015 Recreation Equipment Bond. The price is based on New York State contract# PC67141, Group 40625 - Heavy Equipment Award# PGB-22792. This equipment will be used as an attachment on our Bobcat for snow removal.

If you have any questions or concerns, please contact me at your convenience.

Respectfully submitted,

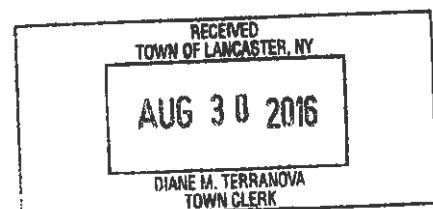
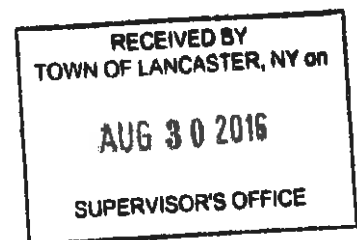
*Mark D. Lubera*

Mark D. Lubera  
 Park Crew Chief

MDL:jw

Enc.

Cc: Kevin Loftus, Town Attorney  
 Dave Brown, Director of Administration of Finance  
 Dan Amatura, Highway Superintendent





# Bobcat®

## Product Quotation

Quotation Number: 23924D024254

Date: 2016-08-16 13:56:37

Ship to	Bobcat Dealer	Bill To
Lancaster Recreation Dept. Attn: Carmen 525 Pavement Rd.#2 Lancaster, NY 14086	Bobcat of Buffalo, Lockport, NY 6511 SOUTH TRANSIT ROAD LOCKPORT NY 14094-6329 Phone: (716) 625-6092 Fax: (716) 625-8302  Contact: Nick Stanton Phone: 716-625-6092 Fax: 716-625-8302 Cellular: 716-803-9123 E Mail: nick@bobcatofbuffalo.com	Lancaster Recreation Dept. Attn: Carmen 525 Pavement Rd.#2 Lancaster, NY 14086

Description	Part No	Qty	Price Ea.	Total
96" Snow V-Blade	6958578	1	\$3,306.00	\$3,306.00
Total of Items Quoted				\$3,306.00
Dealer P.D.I.				\$0.00
Freight Charges				\$0.00
Dealer Assembly Charges				\$0.00
Quote Total - US dollars				\$3,306.00

### Notes:

\*\*All Pricing in accordance with NYS CONTRACT #PC67141, Award PGB #22792 - Group 40625, Heavy Equipment

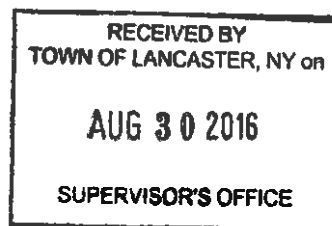
All prices subject to change without prior notice or obligation. This price quote supersedes all preceding price quotes.  
Customer must exercise his purchase option within 30 days from quote date.

Customer Acceptance:

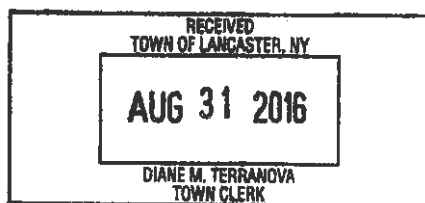
Purchase Order: \_\_\_\_\_

Authorized Signature: \_\_\_\_\_

Print: \_\_\_\_\_ Sign: \_\_\_\_\_ Date: \_\_\_\_\_







Date: August 26, 2016

## Solicitation for Lead Agency Status

### Type I Action

Pursuant to Article 8 of the Environmental Conservation Law  
and Part 617 of the New York State Environmental Quality Review Act (SEQRA)

To: NYS Dept. of Environmental Conservation  
NYS Dept. of Transportation  
United States Army Corps of Engineers—Buffalo Office  
Erie County Department of Environment and Planning  
Erie County Department of Public Works  
Erie County Division of Sewer Management  
Erie County Health Department  
Erie County Water Authority  
Town of Amherst Planning Department  
✓ Town of Lancaster Town Clerk  
Town of Lockport Town Clerk  
Town of Newstead Town Clerk  
Town of Royalton Town Clerk

Project Name: Town of Clarence Comprehensive Plan 2030

Project Number: TOC82416

Project Location: Entire Town of Clarence, Erie County, New York

Project Description:

The project includes the adoption of an update to the Town of Clarence's 2015 Master Plan. The 2030 Plan articulates the community's current vision, goals, strategies and actions that will guide future policy decisions and investments in the Town over the next 15+/- years.

The Town of Clarence has identified this project as a Type I Action under the State Environmental Quality Review Act (SEQRA) and Local Town Environmental Quality Review Law (TEQR). The Town of Clarence requests Lead Agency status for this project, pursuant to Part 617(d). The reasons for this request are as follows:

- This agency has the broadest governmental powers for investigation into the impacts of the proposed action.

Any involved or interested agency may submit comments in writing within thirty (30) days of the date of this notification. If no objections are expressed, the Town of Clarence will assume lead agency status for this action and will make a determination of its significance.

Enclosed please find a copy of the Part 1 EAF and a draft copy of the plan.

Written comments may be submitted to:

James Callahan, Director of Community Development  
Town of Clarence Planning & Zoning Dept.  
One Town Place  
Clarence, NY 14031

The thirty (30) day comment period will end on: September 30, 2016

For additional information regarding this project, please contact Mr. James Callahan in the Planning and Zoning Office at (716) 741-8933 or email [jcallahan@clarence.ny.us](mailto:jcallahan@clarence.ny.us).

Buffalo Distribution, Inc.  
225 E. Main St.  
Hamburg, NY 14075  
716-913-4470

August 17, 2016

NYS Dept. of Transportation  
Region 5  
100 Seneca, St.  
Buffalo, NY 14203

*TC - FOR Comm*

Attn: Darrell F. Kaminski, P.E. – Regional Director, Patrick Meredith Asst. Commissioner; Ramsey E. Kahi, P.E., and Sanjyot S. Vaidya P.E.

Re: Transit Road Corridor future projects, (Village of Depew, NY.)

Dear Darrell, Patrick, Ramsey, and Sanjyot

Thank you for meeting with Depew Mayor Jesse Nickowicz, Lynn Marinelli from Empire State Development and myself in a general discussion regarding the future projects planned in the future for this transportation corridor.

From our meeting it was apparent there are logistical, funding and priority issues that had held back major reconstruction between the Walden Avenue and Gould Avenue within the Village of Depew over the years and because of these issues the Transit Road corridor was built up around this area. Now due the increase in traffic counts arising of these infrastructure upgrades around the project area it has generated dangerous situation in getting traffic on and off the roadway servicing general public and the businesses within this area. This is also hampering economic development within the corridor.

It was also noted by Mayor Jesse Nickowicz in our meeting that Fire trucks and first responders can't assist accident victims in a timely manner because there is no way to get around traffic during peak volume times. The traffic has nowhere to go to allow the first responders to get by.

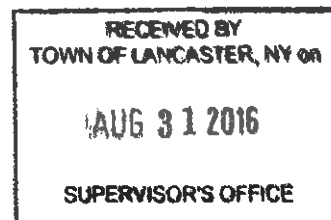
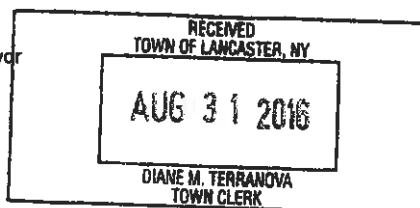
In consultation with the property owners within the project area we are advocating for a much larger project that is currently proposed at this time. The business owners fear that this proposed project does nothing to address the dangerous situation listed above and does nothing to improve commerce and safety within the project area.

I look forward to our follow up meeting in discussing Ideas and solutions in addressing the concerns of the business owners while making this corridor a safe place where commerce and economic activity can expand benefiting the Village of Depew residents and businesses.

Sincerely;

Marc Shuttleworth

Cc: Lynn Marinelli Empire State Development  
Honorable Jesse Nickowicz Village of Depew Mayor  
Transit Road Property Stakeholders.





**TOWN OF LANCASTER  
HIGHWAY DEPARTMENT  
525 PAVEMENT ROAD  
LANCASTER, NY 14086**

**Daniel Amatura  
Highway Superintendent  
Tel (716)683-3426  
Fax (716)685-0271**

August 30, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, NY 14086

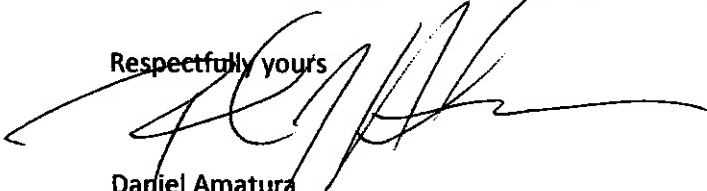
Re: Brian Stanek

Dear Town Board:

Pursuant to Highway Law Section 140 I wish to appoint Brian Stanek residing at \_\_\_\_\_ Lancaster, NY to the position of Laborer Grade #1 in the Highway Department effective September 12, 2016. Mr. Stanek has been a full-time employee with the Town of Lancaster since October 22, 2002 and currently works in the Parks and Recreation Department. Mr. Stanek currently holds a CDL license which would be of benefit to working in the Highway Department. Mr. Stanek will be paid the Laborer Grade #1 rate of \$25.30 per hour.

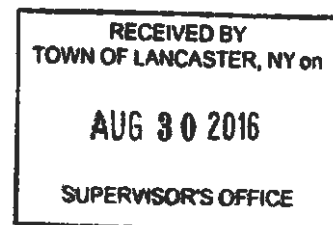
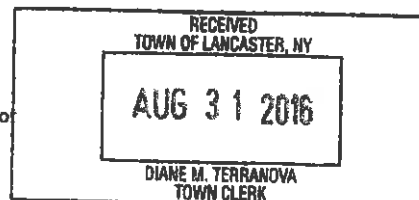
Should you have any questions regarding this matter please do not hesitate to contact me.

Respectfully yours

  
Daniel Amatura  
Highway Superintendent  
Town of Lancaster

DA/mb

Cc: Morgan Fay, Payroll Supervisor



*TC - For Comm*

*OK FOR RES*  
*(Amc)*

**SUPERVISOR**  
Johanna M. Coleman

**COUNCIL MEMBERS**  
John M. Abraham Jr.  
Dawn Gaczewski  
Ronald Ruffino Sr  
Matthew Walter



Department of Parks,  
Recreation & Forestry

**Park Crew Chief**  
Mark D. Lubera

525 Pavement Road  
Lancaster, NY 14086  
716-684-3320 phone  
716-685-3497 fax


August 30, 2016

Johanna Coleman, Supervisor  
Honorable Town Board  
Town of Lancaster  
21 Central Ave.  
Lancaster, NY 14086

*TC - FOR Comm*

Dear Supervisor Coleman and Honorable Town Board:

*OK FOR DES*

I respectfully request to hire John Pilato, \_\_\_\_\_ Lancaster, NY, to the position of Laborer in the Parks, Recreation and Forestry Department at a rate of \$24.58 per hour effective September 12, 2016. 

John has been a full-time employee for the Town of Lancaster since May 19, 2014, and currently works in the Highway Department. John possesses the necessary skills and certifications that would serve our department well. He has been a certified Pesticide Applicator for the past 22 years. This certification will serve us well in our fight with the Emerald Ash Bore. His many years in the landscape business will ensure that the memorials and other gardens in our parks will be adequately cared for. His tree pruning, insect identification and tree identification skills just gives more reason why John Pilato will be a major asset to our department.

Should you have any questions or concerns regarding this matter, please feel free to contact me.

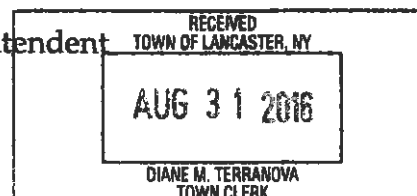
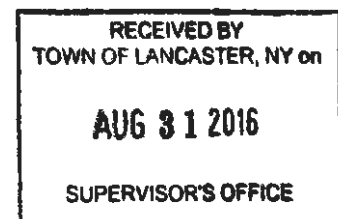
Sincerely,



Mark D. Lubera  
Park Crew Chief

MDL/jw

Cc: Kevin Loftus, Town Attorney  
Dan Amatura, Highway Superintendent





# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

August 29, 2016

**KEVIN LOFTUS, JR.**  
*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**  
*Legal Assistant*

Mrs. Johanna Coleman  
Supervisor  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Mr. Robert Harris  
Town Engineer  
Wm Schutt & Associates  
37 Central Avenue  
Lancaster, New York 14086

Mr. Matthew Fischione  
Town Code Enforcement Officer  
21 Central Avenue  
Lancaster, New York 14086

Ms. Diane Terranova  
Town Clerk  
21 Central Avenue  
Lancaster, New York 14086

Re: SEQRA Review  
Joe Basil Resale Center Renovation #1506  
5111 Transit Road  
Town of Lancaster, County of Erie

All:

Please be advised that a private developer has submitted a Site Plan for the renovation of its used car sales facility to include construction of new walls located at 5111 Transit Road (SBL No. 115.09-1-1.11) on a  $\pm$  1.16 acre parcel and which the Town has determined to be an "Uncoordinated Unlisted" Action under SEQRA.

The Town Board of the Town of Lancaster advised the developer that an Application and Environmental Assessment Form (EAF) was to be submitted to the Town of Lancaster in order to commence a review of the proposed project under SEQRA.

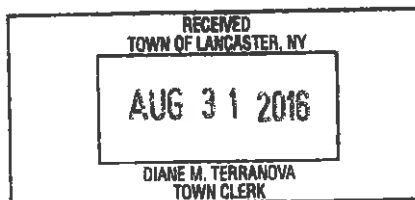
In uncoordinated review, the Town may proceed to make its own separate determination of significance and decision about the action. Results of SEQRA review must be available in the agency's own files for public reference.

The anticipated impact of this project is primarily of local significance and the Town of Lancaster desires to act as lead agency in investigation and review of the proposed action.

Very truly yours,

Kevin E. Loftus  
Town Attorney  
KEL:lb

cc: Honorable Town Board  
Planning Board Members





# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**

*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**

*Legal Assistant*

August 30, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Apple Rubber Products Addition #2562  
204 Cemetery Road  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find an email SEQR response dated and received August 24, 2016 from the New York State Department of Environmental Protection on the above-referenced project for your review.

Should you have any questions or concerns, please call me.

Very truly yours,

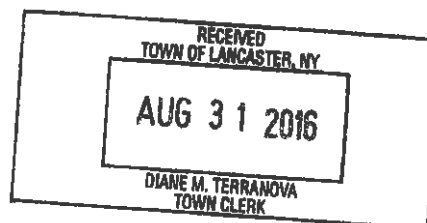
*Kevin E. Loftus* 116  
Kevin E. Loftus, Esq.

Town Attorney

KEL:lb

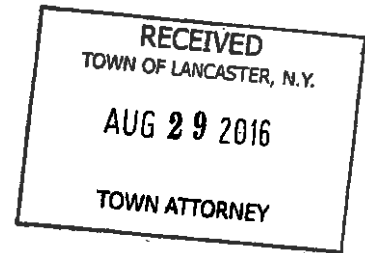
Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9  
270 Michigan Avenue, Buffalo, NY 14203-2915  
P: (716) 851-7165 | F: (716) 851-7168  
[www.dec.ny.gov](http://www.dec.ny.gov)



August 24, 2016

Mr. Kevin Loftus  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Dear Mr. Loftus,

## SEQR Lead Agency Coordination Apple Rubber Expansion Proposal Town of Lancaster

This is to acknowledge receipt of your August 5, 2016 notice which requested State Environmental Quality Review Act (SEQR) Lead Agency status for the above-noted project. The Department concurs that the Town of Lancaster should act as SEQR Lead Agency, since the environmental impacts of the proposal are primarily of local significance. However, please be advised of the following:

Since project activities will involve land disturbance of 1 acre or more, the project sponsor, owner or operator is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-15-002). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filing a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-15-002, as well as the NOI form, is available on the Department's website at [www.dec.ny.gov/chemical/43133.html](http://www.dec.ny.gov/chemical/43133.html). Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at [www.dec.ny.gov/chemical/8468.html](http://www.dec.ny.gov/chemical/8468.html).

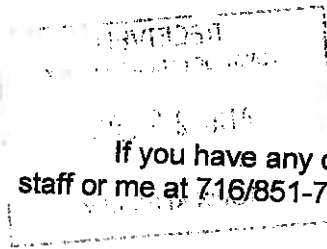
The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4<sup>th</sup> Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.



Department of  
Environmental  
Conservation



Mr. Kevin Loftus  
August 24, 2016  
Page 2



If you have any questions, please feel free to contact Ms. Kerri Pickard-DePriest of my staff or me at 716/851-7165.

Sincerely,

David S. Denk  
Regional Permit Administrator

KPD

ecc: Mr. William Murray, NYSDEC Division of Water  
US Department of the Army Corps of Engineers, Buffalo District Office  
Ms. Elizabeth A. Reilly-Meegan, DiDonato Associates

524



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**

*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**  
*Legal Assistant*

August 29, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Upstate Tower Co, LLC #6023  
Mohawk/Juniper; BUF-602B  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find two SEQR responses, one from Erie County Division Environmental Planning dated August 25, 2016, and another from the Division of Sewerage Management dated July 25, 2016 on the above-referenced project for you review.

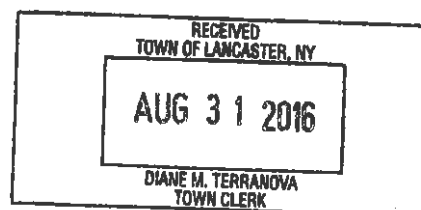
Should you have any questions or concerns, please call me.

Very truly yours,

Kevin E. Loftus, Esq.  
Town Attorney  
KEL:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



**SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, NY  
AND REPLY TO MUNICIPALITY**

Note: Please complete in triplicate. Send original and one copy (with attachments) to  
Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202.  
Retain last copy for your files.

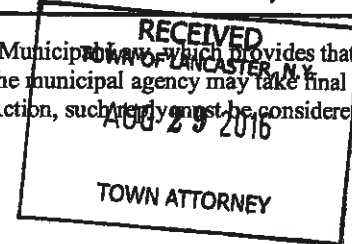
DO NOT WRITE IN THIS SPACE

Case No.: ME17-16-418

Received: 7/21/16

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal Action, such reply must be considered.

**Description of Proposed Action**



1. Name of Municipality: Town of Lancaster

2. Hearing Schedule: Date 9/6/2016 Time 7:00pm Location 21 Central Avenue, Lancaster

3. Action is before: ☒ Legislative Body ☐ Board of Appeals ☐ Planning Board

4. Action consists of: ☐ New Ordinance ☐ Rezone/Map Change ☐ Ordinance Amendment  
☒ Site Plan ☐ Variance ☐ Special Use Permit ☐ Other

5. Location of Property: ☐ Entire Municipality ☒ Specific as follows Mohawk Place/Juniper Blvd  
Lancaster, New York 14086

6. Referral required as Site is within 500' of: ☐ State or County Property/Institution ☐ Municipal Boundary ☐ Farm Operation located in an Agricultural District  
☐ Expressway ☐ County Road ☒ State Highway ☐ Proposed State or County Road, Property, Building/Institution, Drainageway

7. Proposed change or use: (be specific) Construct & Operate a 60 x 60 new Wireless Telecommunications facility and 160' Tower.

8. Other remarks: (ID#, SBL#, etc.) SBL# 104.08-4-25

9. Submitted by: Kevin E. Loftus, Town Attorney 7/20/2016

21 Central Avenue, Lancaster, New York 14086

**Reply to Municipality by Erie County Division of Planning**

Receipt of the above-described proposed action is acknowledged on 7/27/16. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1. ☐ The proposed action is not subject to review under the law.
2. ☐ Form ZR-3, Comment on Proposed Action is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4. ☒ No recommendation; proposed action has been reviewed and determined to be of local concern

By the Division of Planning: 

Date: 8/25/16

## **Ortiz, Mariely**

---

**From:** Quebral, Lorenzo  
**Sent:** Monday, July 25, 2016 10:34 AM  
**To:** kloftus@lancasterny.gov  
**Cc:** Ortiz, Mariely  
**Subject:** Upstate Towers SEQRA Reviews

Mr. Loftus,

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittals for the Upstate Tower wireless telecommunications facilities on South Penora Street (BUF-601B) and the facility on Mohawk/Juniper (BUF-602B). Since neither of these facilities connect to sanitary sewers, DSM has no comments.

If you have any questions, feel free to call me at (716)-858-6974 or e-mail me.

**Lorenzo Quebral** | Engineer Assistant  
Erie County | Div. of Sewerage Management  
95 Franklin St., 1050 | Buffalo, NY 14202  
P:(716) 858-6974 | F:(716) 858-6257  
[Lorenzo.Quebral@erie.gov](mailto:Lorenzo.Quebral@erie.gov) | <http://www.erie.gov>



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**

*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**

*Legal Assistant*

August 29, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Upstate Tower Co, LLC #6018  
South Penora St; BUF-601B  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

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Very truly yours,

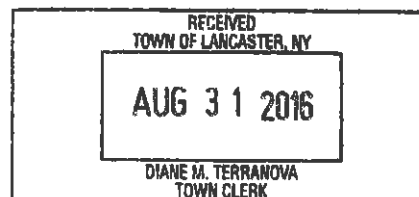
Kevin E. Loftus, Esq.

Town Attorney

KEL:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



**SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, NY  
AND REPLY TO MUNICIPALITY**

Note: Please complete in triplicate. Send original and one copy (with attachments) to  
Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202.  
Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No.:

Received:

1617-16-419  
7/21/16

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal Action, such reply must be considered.

**Description of Proposed Action**

**RECEIVED**  
**AUG 29 2016**

**TOWN ATTORNEY**

1. Name of Municipality: Town of Lancaster

2. Hearing Schedule: **Date** 9/6/2016 **Time** 7:00pm **Location** 21 Central Avenue, Lancaster

3. Action is before: ☒ Legislative Body ☐ Board of Appeals ☐ Planning Board

4. Action consists of: ☐ New Ordinance ☐ Rezone/Map Change ☐ Ordinance Amendment

☒ Site Plan ☐ Variance ☐ Special Use Permit ☐ Other

5. Location of Property: ☐ Entire Municipality ☒ Specific as follows South Penora Street

Lancaster, New York 14086

6. Referral required as Site is within 500' of: ☐ State or County Property/Institution ☒ Municipal Boundary ☐ Farm Operation located in an Agricultural District

☐ Expressway ☒ County Road ☐ State Highway ☐ Proposed State or County Road, Property, Building/Institution, Drainageway

7. Proposed change or use: (be specific) Construct & Operate a 60 x 60 new Wireless Telecommunications facility and 160' Tower.

8. Other remarks: (ID#, SBL#, etc.) SBL# 115.18-1-12

9. Submitted by: Kevin E. Loftus, Town Attorney

7/20/2016

21 Central Avenue, Lancaster, New York 14086

**Reply to Municipality by Erie County Division of Planning**

Receipt of the above-described proposed action is acknowledged on 7/27/16. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1. ☐ The proposed action is not subject to review under the law.
2. ☐ Form ZR-3, Comment on Proposed Action is attached hereto.
3. ☐ The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4. ☒ No recommendation; proposed action has been reviewed and determined to be of local concern

By the Division of Planning: 

Date: 8/25/16

## Ortiz, Mariely

---

**From:** Quebral, Lorenzo  
**Sent:** Monday, July 25, 2016 10:34 AM  
**To:** kloftus@lancasterny.gov  
**Cc:** Ortiz, Mariely  
**Subject:** Upstate Towers SEQRA Reviews

Mr. Loftus,

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittals for the Upstate Tower wireless telecommunications facilities on South Penora Street (BUF-601B) and the facility on Mohawk/Juniper (BUF-602B). Since neither of these facilities connect to sanitary sewers, DSM has no comments.

If you have any questions, feel free to call me at (716)-858-6974 or e-mail me.

--

**Lorenzo Quebral** | Engineer Assistant  
Erie County | Div. of Sewerage Management  
95 Franklin St., 1050 | Buffalo, NY 14202  
P: (716) 858-6974 | F: (716) 858-6257  
[Lorenzo.Quebral@erie.gov](mailto:Lorenzo.Quebral@erie.gov) | <http://www.erie.gov>



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**  
*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**  
*Legal Assistant*

August 29, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Apple Blossom 3-Lot Devel #6030  
South of Apple Blossom Blvd  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 26, 2016 from the New York State Department of Environmental Conservation on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

Very truly yours,

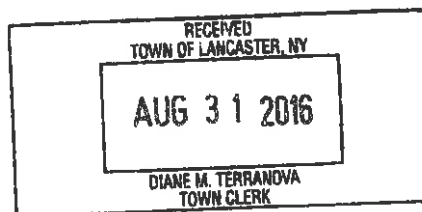
Kevin E. Loftus, Esq.

Town Attorney

KEL:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer





# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 9  
270 Michigan Avenue, Buffalo, NY 14203-2915  
P: (716) 851-7165 | F: (716) 851-7168  
www.dec.ny.gov

August 26, 2016

Mr. Kevin Loftus, Town Attorney  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Dear Mr. Loftus:

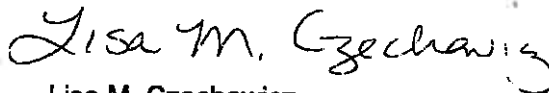
**SEQR Lead Agency Designation**  
Apple Blossom Boulevard Residential Development  
Town of Lancaster, Erie County

This is to acknowledge receipt of your July 21, 2016, notice (received by this Department on July 27, 2016) which requested State Environmental Quality Review Act (SEQRA) Lead Agency status for the proposed construction of three single family homes on Apple Blossom Boulevard. This office has reviewed the notice and enclosed Environmental Assessment Form (EAF). The Department concurs that Town of Lancaster should act as SEQR Lead Agency.

Please note that the United States Department of the Army, Corps of Engineers' Buffalo District Office (USACE) has authority under federal law to regulate wetlands in New York State. Based on the site plan provided, a USACE permit may be required for this proposal. The project sponsor should contact Ms. Heather Adams with USACE (1776 Niagara Street, Buffalo, New York 14207, telephone: 716/879-4330) as early as possible in the planning process to determine if the project will involve federally regulated wetlands. If federal wetlands are involved, USACE may require the project sponsor to obtain Water Quality Certification from this Department.

If you have any questions, please feel free to contact Ms. Michelle Woznick or me at 716/851-7165.

Sincerely,



Lisa M. Czechowicz  
Deputy Regional Permit Administrator

MRW

ecc: Ms. Maureen Brady, NYSDEC Office of General Counsel  
Mr. Charles Rosenberg, NYSDEC Division of Fish, Wildlife and Marine Resources  
Mr. David Leput, United States Army Corps of Engineers, Buffalo District  
Ms. Heather Adams, United States Army Corps of Engineers, Buffalo District



Department of  
Environmental  
Conservation



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**

*Town Attorney*  
kloftus@lancasterny.gov

**Leza E. Braun**

*Legal Assistant*

August 31, 2016

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Rezone Royal Car Wash  
6645 Transit Road; GB to CMS  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find email SEQR response from Erie County Division of Sewerage Management dated August 29, 2016 on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

Very truly yours,

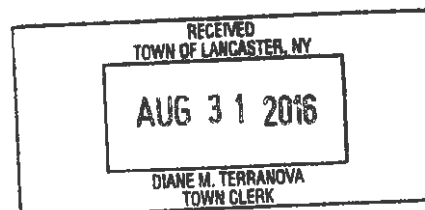
Kevin E. Loftus, Esq.

Town Attorney

KEL:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



## Leza Braun

---

**From:** Kevin Loftus  
**Sent:** Monday, August 29, 2016 4:02 PM  
**To:** Leza Braun  
**Subject:** FW: Royal Car Wash DSM SEQRA Comments

For the file and PB

**From:** Quebral, Lorenzo [<mailto:Lorenzo.Quebral@erie.gov>]  
**Sent:** Monday, August 29, 2016 3:55 PM  
**To:** Kevin Loftus  
**Cc:** Ortiz, Mariely  
**Subject:** Royal Car Wash DSM SEQRA Comments

Dear Mr. Loftus,

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittal for the above-referenced project and has the following comments.

1. The proposed project is located within Erie County Sewer District No. 4. The sanitary sewers near the proposed project are owned by the Erie County Sewer District No. 4. The sanitary flows are tributary to Erie County trunk and interceptor lines, and the Buffalo Sewer Authority Wastewater Treatment Facility.
2. If sanitary sewers are installed, they will be privately owned.
3. Review and approval of any sanitary sewers installed is required by Erie County DSM.
4. A sanitary sewer downstream capacity analysis may be required.
5. Sanitary sewer (I/I) removal work in ECSD No. 4 may be required for this project.
6. Sanitary sewer system design shall be in accordance with Ten States Standards, and Erie County Sewer District Rules and Regulations and Design Requirements.
7. The design engineer is encouraged to discuss preliminary sanitary sewer plans with DSM in advance of completing sewer design.

If you have any questions, feel free to call or e-mail me.

Lorenzo Quebral | Engineer Assistant  
Erie County | Div. of Sewerage Management  
95 Franklin St., 1050 | Buffalo, NY 14202  
P: +1(716)858-6974 | F: +1(716)858-6257  
[Lorenzo.Quebral@erie.gov](mailto:Lorenzo.Quebral@erie.gov) | <http://www.erie.gov>

**From:** Gerald Gill  
**Sent:** Wednesday, August 31, 2016 12:55 PM  
**To:** Johanna M. Coleman  
**Cc:**  
**Subject:** Police Department Vacancy

*TC-FOR COMM*

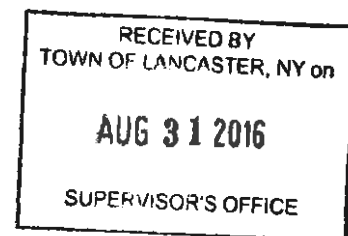
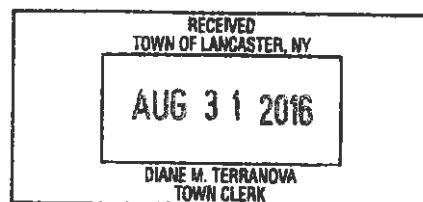
*OK FOR RES (JMC)*

Pursuant to civil service requirements, please be advised that this office has selected Amy Sharkey to fill the existing Administrative Assistant (Clerk Typist-Confidential) position.

It is respectfully requested that the Town Board approve this appointment at the next regular meeting with an effective date of employment for Ms. Sharkey on September 14, 2016.

**Gerald J. Gill, Jr.**  
**Chief of Police**  
Town of Lancaster Headquarters  
525 Pavement Road  
Lancaster, NY 14086  
(716) 683-2800

This transmission is intended only for the use of the individual or entity to which it is addressed, and may contain confidential or law enforcement sensitive information belonging to the sender. If you are not the intended recipient, you are hereby notified that any disclosure, reproduction, copying, distribution or the taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this transmission in error, immediately notify this office by telephone to arrange for its return.



Civil Engineering  
Environmental Engineering  
Municipal Engineering  
Land Surveying



Project Management  
Construction Support Services  
Landscape Architecture  
SWPPP Services

August 31, 2016

Honorable Town Board  
Town of Lancaster  
Lancaster, NY 14086

Re: Cross Creek Subdivision Phase 7  
Pavement & Curb, Storm Sewer, Sidewalk and Water Line

Dear Board Members:

The above improvements installed at Cross Creek Subdivision Phase 7 have been constructed in accordance with Town specifications.

We therefore recommend that Public Improvement Permit #748 for Phase 7 sidewalk, Public Improvement #749 for Phase 7 pavement and curbs, Public Improvement, Public Improvement #750 for Phase 7 waterline, and Public Improvement Permit #751 for Phase 7 storm sewer be accepted by the Town.

This subdivision includes the following footages of pavement and number of hydrants:

Tranquility Trail	490 L.F.
Weathersfield Lane	1140 L.F.

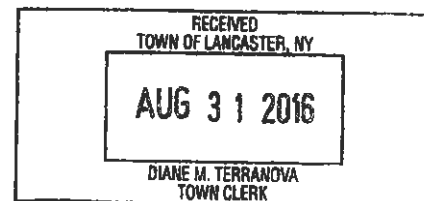
Hydrants	2
----------	---

A Public Improvement Permit for street lighting will be required for this subdivision.

If you have any questions or comments please call.

Very truly yours,

Robert R. Harris, P.E.  
Town Engineer



Cc Town Clerk  
Town Attorney

16-08-31-06168C-Cross Creek Phase 7-TB-l-rrh

DIANE M. TERRANOVA, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

September 1, 2016

Buffalo News  
Lancaster Correspondent  
1 News Plaza  
Buffalo, New York 14240

Lancaster Bee  
5564 Main St  
Williamsville, New York 14221

**NOTICE OF SPECIAL MEETING OF THE TOWN BOARD AND PLANNING BOARD OF  
THE TOWN OF LANCASTER**

Notice is hereby given that the Municipal Review Committee, comprised of the Town Board and the Planning Board of the Town of Lancaster, will hold a meeting on Tuesday, September 6, 2016 at 6:15 P.M. at the Town Hall, 21 Central Avenue, Lancaster, New York for the SEQRA Review: Site Plan: Autowave Truck Repair Center, 1035 Ransom Road.

Thank you for your cooperation in disseminating this information to the public. Please call me at 683-9028 if you have any questions.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Diane M. Terranova, Town Clerk

DMT/dm  
cc: Town Board

**NOTE:** Post on Town Clerk's Bulletin Board

Mediamtg.doc



# Town of Lancaster


OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
(716) 684-3342  
Fax: (716) 681-7475

**KEVIN LOFTUS, JR.**  
Town Attorney  
kloftus@lancasterny.gov

**Leza E. Braun**  
Legal Assistant

## MEMO

**To:** Diane M. Terranova, Town Clerk  
**From:** Kevin E. Loftus, Town Attorney   
**Date:** August 31, 2016  
**Subject:** The Cross Creek Subdivision; Phase 7

Dear Ms. Terranova:

Enclosed please find the Maintenance Bonds for the Sidewalk, Pavement and Curb, Water Line, and Storm Sewer public improvements for the above-referenced subdivision for your records.

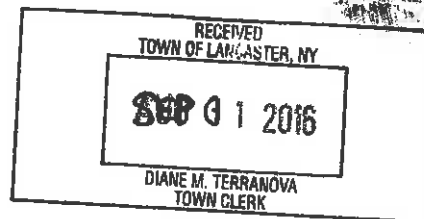
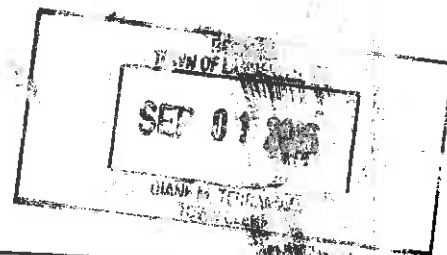
Please prepare a resolution accepting P.I.P. No. 748 (Sidewalk), P.I.P. No. 749 (Pavement and Curb), P.I.P. 750 (Water Line) & P.I.P. 751 (Storm Sewer) for the next scheduled board meeting.

If there are any questions, please call.

KEL:lb

Enc.

CC: Robert Harris, Town Engineer (w/enc.)





## MEMORANDUM

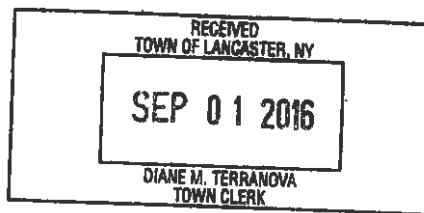
**DATE:** September 1, 2016  
**TO:** Diane Terranova, Town Clerk  
**FROM:** Chief Gerald J. Gill, Jr.  
**SUBJECT:** Articles/Communications

A handwritten signature in cursive script, appearing to read "Gerald J. Gill, Jr.", is written over the "FROM:" line.

---

Please place the attached documents on communications.

If there are any questions, please feel free to contact me.



Enclosures






## MEMORANDUM

**DATE:** September 1, 2016

**TO:** Supervisor Johanna Coleman  
Council Member John Abraham  
Council Member Ronald Ruffino, Sr.  
Council Member Dawn Gaczewski  
Council Member Matthew Walter

**FROM:** Chief Gerald J. Gill, Jr. 

**SUBJECT:** Articles/Communications

---

In the interest of information sharing and fostering Town Board awareness of our department's public safety–public service efforts, please find the attached articles/communications for your knowledge.

As you requested, this office will endeavor to keep you informed, to the extent practicable, of matters that may be of concern to you and/or your constituents. Your inquiries to the police department are welcomed.

Enclosures

DEF:	DOB:
ADDRESS:	
CD #: 16-2010896	ARREST DATE: 7/19/16
CHARGES: 220.03, 221.05, 220.09-4, PHL 3345	

ON TODAY'S DATE OFFICERS RESPONDED TO NARCOTICS CALL IN FRONT OF "JUST PIZZA" REGARDING OCCUPANTS OF A BLUE JEEP LIBERTY DOING DRUGS. UPON ARRIVAL, OFFICERS LOCATED DEF BEHIND DRIVER WHEEL OF NY REG , A BLUE 2005 JEEP LIBERTY. OFFICERS COULD SMELL A STRONG ODOR OF MARIJUANA FROM INSIDE VEH. DEF ADMITTED TO OFFICER M. COPPOLA OF POSSESSION OF MARIJUANA IN LEFT FRONT PANTS POCKET. OFFICER COPPOLA RECOVERED TWO TIED OFF CLEAR PLASTIC BAGS OF MARIJUANA. ALSO A CLEAR ZIPLOCK BAG CONTAINING (30) ADDERALL TABLETS WHICH DEF DID NOT HAVE A PRESCRIPTION FOR.

DEF:	DOB:
ADDRESS:	
CD#: 16-1430770	ARREST DATE: 8/14/16
CHARGES: 220.03, 205.20-1	

DEF ARRESTED ON WARRANTS AND WHILE BEING SEARCH IN THE CELLBLOCK DID HAVE POSSESSION OF HEROIN.

Wednesday August 31, 2016  
[The Buffalo News.com \(/\)](http://TheBuffaloNews.com/)

## City & Region



Debra Smith, whose son died of an overdose, and Thomas McCarthy, a former addict who is now an "angel," at the South District Police Station, (Mark Mulville/Buffalo News)

### More local police departments offer help to drug addicts seeking treatment

BY: [Sandra Tan \(mailto:sandra.tan@buffnews.com\)](mailto:sandra.tan@buffnews.com)

Published: August 31, 2016, 12:54 PM

Updated: August 31, 2016, 12:54 PM

Seven more local police departments now offer treatment assistance to anyone who walks into a local station and asks for help breaking their drug addiction.

Erie County is believed to be the largest community in the country where a majority of police departments have agreed to help provide treatment instead of punish those once written off as lawbreakers and junkies, county health officials said.

Yet few people are taking advantage of the offer. Organizers know of only two so far.

With a total of 13 local police departments now participating in the Erie County-run program – including the City of Niagara Falls – law enforcement organizers hope better marketing and outreach will help police become a key link in dealing with an opioid drug epidemic linked to 250 Erie County deaths so far this year.

"This is just the cops stepping up to the plate to do the right thing to help," said Daniel Rinaldo, a federal drug intelligence officer who heads the law enforcement component of the Erie County Opiate Epidemic Task Force.

Six police departments spearheaded the program at the start of August: the cities of Buffalo and Niagara Falls, the Erie County Sheriff's Office, Amherst, the Town of Tonawanda and East Aurora. Seven more have stepped up beginning in September: the towns of Cheektowaga, Evans, Hamburg, Lancaster and Orchard Park, as well as the Village of Depew and the Niagara Frontier Transportation Authority.

Police stations in these communities offer assistance to walk-ins from 7 a.m. to 2 p.m. Monday through Friday.

To date, Rinaldo said, one person has walked into a station in Amherst and one has walked into an NFTA station at Main and East Utica streets in Buffalo. The NFTA station wasn't even supposed to be providing

assistance until this month, but helped the individual anyway, Rinaldo said.

"We anticipated much, much more," he said.

#### **Why so few**

Both Rinaldo and Erie County Health Commissioner Gale Burstein pointed to several reasons why more people have not turned to police for help:

- In August, Erie County Crisis Services simultaneously launched its 24-hour Addiction Line, (716) 831-7007, which connects addicts and their loved ones with information, resources and an immediate link to treatment.

"People are bypassing the police department because they are calling the Crisis Services hotline themselves," Rinaldo said.

Though the Erie County REAP program – Rapid Evaluation for Appropriate Placement – is based on a police station assistance model in Gloucester, Mass., that community did not have a hotline number to connect addicts to help the way Erie County does.

- People addicted to illegal drugs are naturally reluctant to view police as anything other than law enforcers who arrest drug offenders, not people who link them to treatment.

"It's a huge change in mindset for people who are using illicit substances," Burstein said.

The issue of trust is further muddled because not all Erie County police departments have agreed to participate in the REAP program, she said, though some nonparticipating departments are expected to join in the future. Those with addictions are unlikely to know which police departments will offer them help, and which won't.

Police departments in West Seneca, Kenmore, and the cities of Tonawanda and Lackawanna are not currently program participants, a Buffalo News review of the program found.

- Aside from press coverage and word of mouth, almost no outreach, marketing or advertising has been done to promote the new program within the population of drug users the county is most trying to reach, Rinaldo said. Even participating police stations post no public signs or information stating that addicts who come to them can receive help.

That could change in the future as county task force members look to find more ways to create greater awareness, Rinaldo said.

#### **Addiction Line**

The 24-hour Crisis Services Addiction Line, launched with Erie County government support, continues to receive a stream of calls after an initial spike at the start of August. As of Tuesday morning, the hotline had received 453 calls, said Executive Director Jessica Pirro.

She estimated that slightly more than half of all callers were those suffering from addiction who wanted immediate access to treatment. The rest of the calls came from family members and friends seeking assistance for someone they know, she said.

Police Departments participating in REAP also place calls to the Addiction Line on behalf of drug users who come to them seeking help.

Mondays tend to be the busiest hotline days, with some people apparently realizing over the weekend that they need outside help, Pirro said.

The main benefit of the hotline is the ability to connect addicts with immediate treatment options. Community volunteers also meet with the addicts seeking treatment and keep them company until they can be further evaluated and provided either inpatient or outpatient treatment. The volunteers, called "angels," play a key role in supporting those struggling with heroin and opioid addiction from the moment they make the call for help. They are available to meet with addicts at police stations and treatment centers on a moment's notice.

Prior to the launch of the Addiction Line, some expressed concern that local treatment providers could not meet inpatient treatment demands. But Pirro said that in the worst cases, someone needing inpatient treatment had to wait a couple days before getting a bed.

THANK  
YOU

9/2016

WITH GRATITUDE  
FOR ALL YOU DO.



WITH APPRECIATION  
FOR ALL YOU ARE.

Our family would like to thank  
all of the responders - firemen  
and emergency personnel for helping  
our mother several times over the  
last few years. (Rita Kiny, at Woodland)  
Their caring attitude, professionalism  
and quick response was noted and  
appreciated. - Tom Kiny + John,  
Elaine + Kathleen

# LPD FACEBOOK AUGUST 2016

**Stephen M Bodnar**

**August 4 at 10:10pm.**

In the 'Let's Give Credit To...Department' Recently a good friend of mine, nicknamed Zobs did an all day all night drive from Central NY, to Pennsylvania and back. At 2:30 in the am, dead tired, found himself awoken by 3 Lancaster, NY police officers in the middle of an intersection. Zobs, who is a diabetic, does not truly remember how he got there, nor, how he was completely safe, but he was. The officers knocked on the window and were close to breaking in, not knowing if my friend was OK or not. They treated him with 100% respect, asked if he was OK, heard out his story of long drive, extremely tired, diabetic, etc. They never asked him if he had a drop to drink. The officer offered Gatorade, assisted my friend with his insulin shot and asked if he could make it 1000 feet ahead to the Cracker Barrel to pull over and get a nap. The officer followed my friend there and after making sure all was clear, he was off. Zobs then told me the Lancaster policeman made 2 more dry runs, checking on him to make sure he was ok. After taking the whole encounter in, my friend was equally impressed on how the incident COULD have gone the other way. Breaking into the car, assuming other bad things were at play, issuing tickets, impounding the car, etc etc. Zobs commented the officer was one of the nicest most, respectful people he ever met. So impressed, he later called the Lancaster police chief and told him the outstanding job the officers did, and that they were to be commended. Zobs also wrote a letter personally, to the primary officer. Today, we give credit to the Lancaster Police Department, near Buffalo, NY. You are to be commended!

8/18/2016

Thank you

Dear Officer Wajtal-

I cannot express how truly  
appreciative of the compassion  
you gave to me and my son in our  
time of need. Please be safe  
each day so that you come home  
to those you love.

- With Gratitude  
Pamela Wajtal



# Town of Lancaster

**BUILDING DEPARTMENT**  
 21 CENTRAL AVENUE  
 LANCASTER, NEW YORK 14086  
 716-684-4171  
 FAX 685-5317

**TOWN BOARD**  
*Supervisor*  
 Johanna M. Coleman

*Councilmembers*  
 John M. Abraham, Jr.  
 Dawn Gaczewski  
 Ronald Ruffino, Sr.  
 Matthew Walter

9/1/16

The Honorable Town Board  
 Town of Lancaster  
 21 Central Ave.  
 Lancaster, NY 14086

**Re: SPECIAL USE PERMIT**  
 Up State Tower Co., LLC  
 South Penora St.

The above referenced Special Use Permit Application has been reviewed as per Chapter 50-46 as requested.

A fall zone has not been met as required in Chapter 50-41.6E (4). The 160' tower will be located 30' from the north, west and south property lines and 110' from the east property line. The east property line is a R.O.W. boundary.

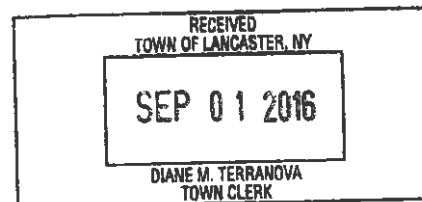
Setback variances will be required to issue a building permit for this project.

Respectfully,

Matt Fischione, Code Enforcement Officer  
 Town of Lancaster Building Department  
 21 Central Avenue  
 Lancaster, NY 14086

MF

Cc: Kevin Loftus, Town Attorney  
 Gerald Gill Jr., Police Chief





536



# Town of Lancaster

## BUILDING DEPARTMENT

21 CENTRAL AVENUE  
LANCASTER, NEW YORK 14086

716-684-4171

FAX 685-5317

### TOWN BOARD

#### Supervisor

Johanna M. Coleman

#### Councilmembers

John M. Abraham, Jr.

Dawn Gaczewski

Ronald Ruffino, Sr.

Matthew Walter

9/1/16

The Honorable Town Board  
Town of Lancaster  
21 Central Ave.  
Lancaster, NY 14086

#### Re: SPECIAL USE PERMIT

Up State Tower Co., LLC  
Mohawk Pl.

The above referenced Special Use Permit Application has been reviewed as per Chapter 50-46 as requested.

A fall zone has not been met as required in Chapter 50-41.6E (4). The 160' tower will be located 25' from the east and west property lines and approximately 50' from an existing building south west of the proposed tower location.

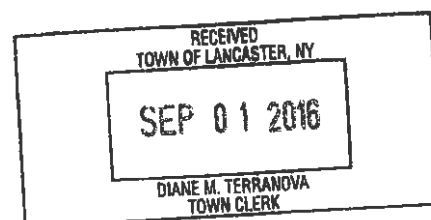
Setback variances will be required to issue a building permit for this project.

Respectfully,

Matt Fischione, Code Enforcement Officer  
Town of Lancaster Building Department  
21 Central Avenue  
Lancaster, NY 14086

MF

Cc: Kevin Loftus, Town Attorney  
Gerald Gill Jr., Police Chief



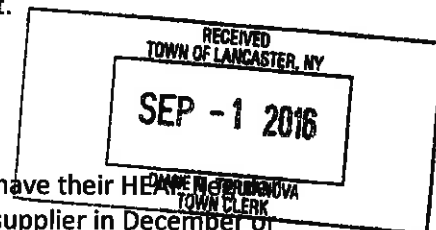
537

Dear Community Leader,

TC - FOR COMM

The 2016-17 Home Energy Assistance Program season is approaching.

- **HEAP Early Outreach mailing** to Senior Citizen and Disabled Households that received HEAP last season, began the week of **August 29, 2016**:
  - This household type (if they **are not** in receipt of TA or SNAP) will receive a paper application to complete for a 2016-17 Regular HEAP benefit.
  - All applications will be mailed over a 2-3 week period.
  - Please see below for complete early outreach details.
- **HEAP SNAP/TA Auto Pay**
  - Households that are in receipt of TA or SNAP benefits may have their HEAP benefit calculated automatically and submitted to heating supplier in December or January.
  - Clients may call the HEAP Hotline (858-7644) on 10/3/16 or after, to verify that they are getting an auto pay. If they are not, we will assist them with the application process prior to official program opening.
  - Please see below for full auto pay details.
- **HEAP Heating Equipment (furnace) Repair and Replacement opens November 07, 2016**
- **HEAP Regular Benefit, for assistance with main source of household's heat, opens November 14, 2016**
- **HEAP Emergency Benefits for assistance with main source of heat and heat-related electricity opens January 3, 2017**



Mail in, in person, phone, electronic, and outreach access will be available in keeping with the policies of last season.

Complete 2016-17 HEAP information and guidelines will be available by visting:

<http://www2.erie.gov/socialservices/index.php?q=heap-home-energy-assistance-program>

### **Regular HEAP**

- **Early Outreach Mailing:**
  - The mail out of Early Outreach applications to Households **that received HEAP last season** and have a Senior Citizen, Disabled, or vulnerable member, will commence on 8/29/16 and last approximately three weeks. Please encourage clients/constituents who receive an application to submit it as soon as possible.
    - The only documentation needed from those who receive the early access application is copies of earned income (last 4 weeks proof of wages -pay stubs), if any.
    - Returning applicants are not required to submit proof of Social Security, SSD, workers compensation, unemployment, utility bills, or proof of residency.

- New applicants (who may apply when the season officially opens 11/14/16), are required to submit documents supporting all income, ID, etc.
- The HEAP application request line (858-1969) will accept requests starting 10/03/16, from households who believe they should have received an early access application but did not, and for those new to HEAP. However, we cannot mail out to, or process applications from new applicants until official program opening date.
- The mail in application is for a Regular HEAP benefit only, for household's main source of heat. We can notify companies of approvals from early access applications when program opens. The approval may restore service, create a 30 day hold from termination of service, or result in a delivery of fuel, depending on the circumstances.

**No HEAP Benefits resulting from early access approvals will be promised or issued to heat supplier until HEAP officially opens on 11/14/16.**

• **SNAP and TA HEAP Auto Pay:**

- Households who are receiving Temporary Assistance (TA) or Supplemental Nutrition Assistance Program (SNAP) may have the Regular HEAP benefit processed and credited automatically to their heating bill in December or January. These TA or SNAP households do not need to apply by mail or in person for Regular HEAP assistance. These Households will not receive an early outreach application.
- TA or SNAP clients wishing to verify an Auto Pay HEAP benefit may call the HEAP hotline (858-7644) on or after 10/03/16.
- The Auto Pay is for a Regular HEAP benefit only, for household's main source of heat. We can notify companies of approvals from the Autopay when program opens. The approval may restore service, create a 30 day hold from termination of service, or result in a delivery of fuel, depending on the circumstances.

**No HEAP Benefits resulting from an Autopay will be promised or issued to heat supplier until HEAP officially opens on 11/14/16.**

**Emergency HEAP**

- Households that received a Regular HEAP benefit towards their main source of heat, and then subsequently receive a shutoff notice, or have a low heating fuel supply, may apply for an Emergency HEAP benefit beginning 1/3/17.
- Households with a shut off notice on a "heat-related" electric bill (main source of heat is not electric, but if electricity is shut off, heat will be affected) may apply for an Emergency HEAP benefit beginning 1/3/17.

**Heating Equipment Repair/Replacement**

- HERR may assist HEAP eligible homeowners, who have minimal financial resources, with the cost of repair or replacement of essential heating equipment (furnace, boiler, etc.).
- To apply, **homeowner or authorized representative** must apply in person with all necessary documentation. An authorized representative is permitted to apply on behalf of homeowner, but must provide a statement signed by the homeowner. Reasonable accommodations will be explored for homebound applicants to assist with application requirements.
- HERR Documentation Requirements:
  - Two (2) furnace estimates from participating HEAP contractors
    - A participating contractor list is available by calling the HEAP hotline (858-7644) or visiting the HEAP Office 291 Pearl Street intake window.
  - Clients should ask contractors if they participate with HEAP, and ask for a free estimate.
  - Proof of income for all household members received within last 30 days.
  - 1 form of ID for all household members.
  - Proof of homeownership- Deed to home.
  - Current checking and/or savings account statements, proof of any stock, bonds, CDs, IRAs, etc.
  - **Renters are not eligible for HERR. Landlords may not apply for HERR for rental properties.**
  - **Homeowners must own and be residing in the property for the 12 months prior to the HERR application.**

#### Weatherization Assistance Program and EmPower NY

- HEAP eligible households may be eligible for free Weatherization (insulation, weather stripping, caulking, etc.) and Energy conservation (replacement of old refrigerators and inefficient lightbulbs) assistance.
- Homeowners and Renters may be eligible.
- To apply, client's may call the HEAP Hotline at 858-7644.

#### HEAP Orientation and Outreach

- A series of HEAP orientation meetings will be held in late October or early November, and you will receive an invitation via email.
- HEAP Outreach sites, across the County, will commence in December.

#### 2016-17 HEAP Income Guidelines

<u>Household Size</u>	<u>Gross Monthly Income limit at or below:</u>
1	\$2300
2	\$3007
3	\$3715
4	\$4423

5	\$5130
6	\$5838
7	\$5971
8	\$6103
9	\$6236
10	\$6369
11	\$6671
11+	+\$520 per HH member

The Home Energy Assistance Program is federally funded and assists eligible households with home heating costs and energy conservation. HEAP program components include benefit assistance for energy bills, furnace repair or replacement, weatherization and energy conservation referral, and cooling assistance (in summer months; based on medical necessity). Last season, more than 108,000 HEAP benefits were received by Erie County residents.

Thank you for your partnership in helping Erie County residents obtain critical HEAP assistance.

**Jane Filipski**  
**Energy Programs Coordinator**

Erie County Home Energy Assistance Program

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